WILLMAR CITY COUNCIL PROCEEDINGS COUNCIL CHAMBERS WILLMAR MUNICIPAL UTILITIES BUILDING WILLMAR, MINNESOTA

December 17, 2012 7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Frank Yanish. Members present on a roll call were Mayor Yanish, Council Members Doug Reese, Ron Christianson, Bruce DeBlieck, Denis Anderson, Steve Ahmann, Jim Dokken, and Tim Johnson; Present 8, Absent 1 - Rick Fagerlie was excused from the meeting.

Also present were City Administrator Charlene Stevens, Police Chief David Wyffels, Finance Director Steve Okins, Community Education and Recreation Director Steve Brisendine, Planning and Development Services Director Bruce Peterson, City Attorney Robert Scott, and City Clerk Kevin Halliday.

Council Member Ahmann and Christianson announced that they had items to be added to the Agenda.

Council Member Anderson offered a motion adopting the Consent Agenda which included the following: City Council Minutes of December 3, City Council Work Session Minutes of November 19, Municipal Utilities Commission Minutes of December 10, Planning Commission Minutes of December 12, Community Education/Recreation Joint Powers Board Minutes of December 7, formal approval of Willmar Municipal Utilities 2013 Budget, Donations to City – Willmar Stinger/Baseball to Pumpkin Patch Carnival at City Auditorium, Accounts Payable Report through December 12, Building Inspection Report for November, and Charter Commission Minutes of October 8, 2012. Council Member Reese seconded the motion, which carried.

Mayor Yanish acknowledged that no one had signed up to address the City Council during its scheduled Open Forum.

The Finance Committee Report for December 10, 2012, was presented to the Mayor and Council by Council Member Anderson. There were seven items for Council consideration.

Item No. 1 No one was present for public comment.

Item No. 2 Staff explained to the Committee that the Lakeland Drive Interceptor/Minn West lift station project is scheduled for construction in 2013. Engineering work on this project has begun and the proposed routine resolution is necessary for the City to reimburse itself from bond proceeds. Following discussion, the Committee was recommending the Council introduce a Resolution establishing procedures relating to compliance with Reimbursement Bond Regulations under the Internal Revenue Code.

Resolution No. 1 was introduced by Council Member Anderson, seconded by Council Member Christianson, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 1

RESOLUTION ESTABLISHING PROCEDURES
RELATING TO COMPLIANCE WITH REIMBURSEMENT BOND
REGULATIONS UNDER THE INTERNAL REVENUE CODE

BE IT RESOLVED, by the City Council (the "Council") of the City of Willmar, Minnesota (the "City"), as follows:

1. Recitals.

- A. The Internal Revenue Service has issued Treasury Regulations, Section 1.150-2 (as the same may be amended or supplemented, the "Regulations"), dealing with "reimbursement bond" proceeds, being proceeds of the City's bonds used to reimburse the City for any project expenditure paid by the City prior to the time of the issuance of those bonds.
- B. The Regulations generally require that the City make a declaration of intent to reimburse itself for such prior expenditures out of the proceeds of subsequently issued bonds, that such declaration be made not later than 60 days after the expenditure is actually paid, and that the bonding occur and the written reimbursement allocation be made from the proceeds of such bonds within 18 months after the later of (1) the date of payment of the expenditure or (2) the date the project is placed in service (but in no event more than 3 years after actual payment).
- C. The City heretofore implemented procedures for compliance with the predecessor versions of the Regulations and desires to amend and supplement those procedures to ensure compliance with the Regulations.
- D. The City's bond counsel has advised the City that the Regulations do not apply, and hence the provisions of this Resolution are intended to have no application, to payments of City project costs first made by the City out of the proceeds of bonds issued prior to the date of such payments.
- 2. Official Intent Declaration. The Regulations, in the situations in which they apply, require the City to have declared an official intent (the "Declaration") to reimburse itself for previously paid project expenditures out of the proceeds of subsequently issued bonds. The Council hereby authorizes the City Clerk to make the City's Declarations or to delegate from time to time that responsibility to other appropriate City employees. Each Declaration shall comply with the requirements of the Regulations, including without limitation the following:
 - A. Each Declaration shall be made not later than 60 days after payment of the applicable project cost and shall state that the City reasonably expects to reimburse itself for the expenditure out of the proceeds of a bond issue or similar borrowing. Each Declaration may be made substantially in the form of the Exhibit A, which is attached to and made a part of this Resolution (on file in the City Clerk's Office), or in any other format which may at the time comply with the Regulations.
 - B. Each Declaration shall (1) contain a reasonably accurate description of the "project," as defined in the Regulations (which may include the property or program to be financed, as applicable), to which the expenditure relates and (2) state the maximum principal amount of bonding expected to be issued for that project.
 - C. Care shall be taken so that the City, or its authorized representatives under this Resolution, not make Declarations in cases where the City doesn't reasonably expect to issue reimbursement bonds to finance the subject project costs, and the City officials are hereby authorized to consult with bond counsel to the City concerning the requirements of the Regulations and their application in particular circumstances.
 - D. The Council shall be advised from time to time on the desirability and timing of the issuance of reimbursement bonds relating to project expenditures for which the City has made Declarations.
- 3. <u>Reimbursement Allocations.</u> The designated City officials shall also be responsible for making the "reimbursement allocations" described in the Regulations, being generally written allocations that evidence the City's use of the applicable bond proceeds to reimburse the original expenditures.
- 4. <u>Effect.</u> This Resolution shall amend and supplement all prior resolutions and/or procedures adopted by the City for compliance with the Regulations (or their predecessor versions), and,

henceforth, in the event of any inconsistency, the provisions of this Resolution shall apply and govern.

Dated this 17th day of December, 2012.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday

Attest: CITY CLERK

Item No. 3 Staff informed the Committee that design approval and bidding have been completed for the construction of the sanitary sewer interceptor on the western side of the community. Council action is required to approve the final budget outlining the estimated costs and funding sources for the project which is comprised of approximately \$1.3 million of LOST funds, \$649,000 of Capital Reserves, and \$2.57 million in PFA Loans.

The Committee was recommending the Council introduce a Resolution approving the Final Budget for the Western Interceptor Project as presented. Resolution No. 2 was introduced by Council Member Anderson, seconded by Council Member Christianson, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 2

OTHER SERVICES Mtce. of Other Impr. TOTAL	<u>\$3,575,354.00</u> \$3,575,354.00	RECEIVABLES City Capital Storm Water LOST Temp Bond (PFA) Other WTP Capital	\$ 571,087.00 \$1,316,074.00 \$2,571,437.00 \$ 78,580.00
OTHER CHARGES Prof. Serv. Other Charges	\$453,678.00 <u>\$178,767.00</u>	TOTAL FINANCING City Capital Storm Water	\$4,537,178.00 \$ 571,087.00
TOTAL CAPITAL OUTLAY Land and Legal TOTAL	\$632,445.00 \$329,379.00 \$329,379.00	LOST Temp Bond (PFA) Other WTP Capital TOTAL	\$1,316,074.00 \$2,571,437.00 \$ 78,580.00 \$4,537,178.00
		•	\$4,537,178.00

Dated this 17th day of December, 2012.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 The Committee was informed by Staff that the City has not reimbursed the State of Minnesota for non-eligible State Aid costs associated with the relocation of water lines on the First Street Bridge Project. The State has made several unsuccessful attempts requesting this reimbursement in the amount of \$50,785.19. It was Staff recommendation to authorize payment out of Capital Reserves from the Community Investment/Capital Improvement Fund.

The Committee was recommending the Council introduce a Resolution authorizing reimbursement to the State of Minnesota for non-eligible State Aid costs incurred for the First Street Bridge Project in the amount of \$50,785.19. Resolution No. 3 was introduced by Council Member

Anderson, seconded by Council Member Dokken, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 3

WHEREAS, it has been determined that an outstanding balance of \$50,785.19 remains due to the State of Minnesota for non-eligible State Aid costs, associated with the relocation of water lines, incurred for First Street Bridge Project No. 175-153-001.

NOW, THEREFORE, BE IT RESOLVED that \$50,785.19 be remitted to the State of Minnesota for payment in full of said Project No. 175-153-001.

BE IT FURTHER RESOLVED THAT this amount be paid out of Capital Reserves from the Community Investment Fund and the Capital Improvements Fund as applicable.

Dated this 17th day of December, 2012.

<u>/s/ Frank Yanish</u> MAYOR

<u>/s/ Kevin Halliday</u> Attest: CITY CLERK

Item No. 5 The Committee reviewed previous action of the Council approving Arbitration requirements for the Police Department LELS group. A resolution is needed to amend the 2012 Budget to reflect the additional costs associated with that settlement by transferring \$53,724 from Non-Departmental Uncompensated Absences to Police Department Salaries (\$45,251), Pensions (\$7,021), and Insurances (\$1.452).

The Committee was recommending the Council introduce a resolution transferring \$53,724 from Non-Departmental Uncompensated Absences to Police Department Salaries, Pensions, and Insurances as presented. Resolution No. 4 was introduced by Council Member Anderson, seconded by Council Member Dokken, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 4

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to amend the 2012 Police Department Budget, for the purpose of disbursing 2012 wages and benefits for police officers per arbitration settlement, as follows:

Increase:2012 Police Department Wages\$ 45,251.00Increase:2012 Police Department Pensions\$ 7,021.00Increase:2012 Police Department Insurances\$ 1,452.00Decrease:Non-Departmental Uncompensated Absences\$ 53,724.00

Dated this 17th day of December, 2012.

/s/ Frank Yanish MAYOR

<u>/s/ Kevin Halliday</u> Attest: CITY CLERK

Item No. 6 The Committee reviewed the Rice Trust Third Quarter Report, the Willmar Municipal Utilities Financial Report as of September 30, 2012, and the Rice Hospital Financial Report as of October 31, 2012. This matter was for information only.

Item No. 7 Council Member Christianson referred to a discussion held at a previous Council meeting regarding the City not being allowed to pay dues to the Chamber of Commerce. He was wondering whether it was also illegal for the Willmar Municipal Utilities, Rice Memorial Hospital, Community Education and Recreation, and the Willmar HRA to pay dues to the Chamber of Commerce as well. This matter will be referred to the City Attorney for a determination and was for information only.

The Finance Committee Report for December 10, 2012, as approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Anderson, seconded by Council Member Dokken, and carried.

The Labor Relations Committee Report for December 12, 2012, was presented to the Mayor and Council by Council Member Ahmann. There were five items for Council consideration.

Item No. 1 Chair Ahmann called the meeting to order. David Herzer addressed the Committee regarding the organizational analysis, and John Sullivan addressed the Committee regarding the Charter Commission's recommendation on the City Attorney and City Administrator ordinance. This matter was for information.

Item No. 2 City Administrator Stevens reviewed the proposed scope of work and timeframe for the Organizational Analysis. Ms. Stevens stated the following were the objectives of the study:

- Review of the existing organizational structure and identification of gaps and/or duplication.
- Propose options for a new organizational structure.
- Conduct an assessment of the workplace culture, including soliciting feedback from employees.
- Observations and identification of opportunities for intergovernmental cooperation.
- Succession Planning.
- Recommendations on current business practices and processes in place.
- An assessment of the City's customer service.
- Assistance in implementation of the final plan.

Ms. Stevens also discussed a proposed time frame for the process, noting that the timeframe was aggressive, yet stated her concern to move forward with some haste due to the number of vacancies in the organization and the desire to provide for a long-term direction. Ms. Stevens suggested that RFPs could be issued the week of December 17, 2012, with responses due January 7, and potential Council action on January 22, 2013.

The Committee considered the suggestion to include a compensation study or analysis in the RFP and agreed to include it as an alternate and address it further upon receipt of proposals; the value of including employee feedback as well as other customer feedback and agreed those components should remain in the RFP; and whether or not to solicit proposals from Springsted Inc.

The Committee was recommending the Council proceed with the RFP with the inclusion of a compensation study as an alternate. Council Member Ahmann moved to approve the recommendation of the Labor Relations Committee with Council Member Reese seconded the motion.

Discussion ensued clarifying the bidding of the alternate compensation study and the benefits of two separate specialists. Council Member Christianson moved to amend the motion to separate the two RFP's, organizational study and compensation study. Council Member Anderson seconded the motion, which carried. The original motion to proceed with RFPs then carried.

Item No. 3 City Administrator Stevens informed the Committee that Chair Ahmann had previously suggested that the Council consider adopting a Conflict of Interest Policy and had asked the City Attorney to provide a review and recommendations on some sample policies. Chair Ahmann stated that he thought it would be valuable to increase the awareness and education regarding conflict of interest. Chair Ahmann also stated he was looking for a policy that might also apply to those who receive

funding from the City.

Council Member Reese noted that the City Attorney provided two recommendations, first to review and possibly update the City's current policy that applies to employees and secondly to draft a policy for elected and appointed officials similar to the example provided by Council Member Ahmann for the City of Brainerd.

The Committee was recommending the Council ask the City Attorney to review the existing employee policy regarding conflict of interest and to draft a policy for elected and appointed officials. Council Member Ahmann moved to approve the recommendation of the Labor Relations Committee with Council Member Reese seconding the motion, which carried.

Item No. 4 City Clerk Halliday reviewed with the Committee the options for Rules of Order as suggested by the Charter Commission. Mr. Halliday stated that he had been reviewing the Standard Code of Parliamentary Procedure, formally known as Alice Sturgis' Rules of Order and felt they were similar to how the Council currently conducted business and superior to the Minnesota Mayor's Association Rules of Order and provided examples of how parliamentary procedure might change or be similar to current actions.

Mr. Halliday also stated once the Council agreed upon rules of order, staff had some recommendations of individuals who could conduct a training session for the Council as well as for Board and Commission chairs and members. The Committee directed Staff to purchase enough copies for the Council Members to review before making a final recommendation. This matter was for information only.

<u>Item No. 5</u> City Administrator Stevens informed the Committee that Chair Ahmann had requested some information on the committee structure of other communities and she had attempted to gather some information from various communities.

Council Member Reese stated that he felt this issue should be discussed by the full Council at the reorganizational meeting. Council Member Ahmann stated that he felt rotation of committees or liaisons would be a way for each Council Member to become better educated. Council Member DeBlieck requested that Staff provide a list of committees and liaisons to review as part of the reorganization as some committees may no longer be necessary. This matter was for information only.

The Labor Relations Committee Report for December 12, 2012, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Ahmann, seconded by Council Member Dokken, and carried.

The Community Development Committee Report for December 13, 2012, was presented to the Mayor and Council by Council Member Dokken. There were five items for Council consideration.

Item No. 1 John Sullivan inquired about progress on a Zoning Ordinance amendment dealing with the administration of variances. This matter was for information only.

 $\frac{\text{Item No. 2}}{\text{ST NW. The owner of the property has not responded to City orders to repair the property.}}{\text{ST NW. The owner of the property has not responded to City orders to repair the property.}}$ $\frac{\text{Because of the continued deterioration, Staff requested that the Council issue a formal declaration for the house as an unsafe building. This declaration will be delivered to the building owner and would allow 30 days to bring the building up to standards or have the building demolished. Failure to do so could result in the City pursuing court action to allow the City to demolish the structure.}$

It was noted that Staff has been in contact with a representative of the owner, Fannie Mae. The property representative had requested the formal declaration in an attempt to move Fannie Mae to action.

The Committee was recommending the Council issue an unsafe building declaration for the house at 511 7th ST NW. Council Member Dokken moved to approve the recommendation of the

Community Development Committee with Council Member Johnson seconding the motion, which carried.

Item No. 3 The Committee reviewed a draft ordinance dealing with exterior maintenance for commercial/industrial/institutional buildings. The draft ordinance was fairly comprehensive and it was the opinion of the Committee that the length of the ordinance could be shortened, and that it needed to be reviewed with other ordinances for redundancy and duplication. Staff stated that a number of sections had already been removed due to duplication, but would review the ordinance again and eliminate any redundancies and inconsistencies. The Committee decided to receive the draft for information only, and Staff will revise it and provide copies to all Council members prior to the next Committee meeting. The Committee agreed to discuss the ordinance further in January. This matter was for information only.

Item No. 4 Staff presented status reports for the former Ann's Café and John's Supper Club buildings. The Ann's site has been secured and no longer poses a safety hazard. Council Member Ahmann stated he had met with Paul Kidrowski regarding progress on the John's Supper Club building. Mr. Kidrowski told him that some progress has been made, but the work done has not required formal inspections. The Committee saw no value in revoking the permit and will continue to work with Mr. Kidrowski to complete work on the building. This matter was for information only.

Item No. 5 Chair Dokken informed the Committee that Staff was dealing with a problem house on Mary Avenue. A neighbor had contacted several Council persons regarding the conditions on that site.

Council Member Ahmann inquired about HRA reporting on the conditions of rental properties at Welshire and other locations.

Council Member Christianson briefly informed the Committee about information prepared by the Attorney General's Office regarding local units of government paying dues to chambers of commerce and service clubs.

Council Member DeBlieck informed the Committee that Willmar Municipal Utilities has put the subject of LED street lights on hold due to decreasing prices.

The Committee decided not to meet the last week of December. If a meeting is necessary before the next Council meeting, it was agreed that they would meet January 3; otherwise, the next regular Committee meeting will be Thursday, January 17, 2013.

The Community Development Committee Report for December 13, 2012, was approve as presented and ordered placed on file in the City Clerk's office upon a motion by Council Member Dokken, seconded by Council Member Christianson, and carried.

City Clerk Halliday presented to the Mayor and Council the following establishments requesting renewal of current Sunday Liquor Licenses: On-Sale — Austin F. Hanscom Post 167, Applebee's Neighborhood Grill & Bar, El Tapatio Mexican Restaurant, Holiday Inn/Green Mill, Grizzly's Grill N' Saloon, Kandi Entertainment Center, Oaks at Eagle Creek, and Finstad-Week Post 1639; and Club On-Sale — Willmar Fraternal Order of Eagles and Willmar Elks Lodge. Council Member Christianson moved to approve the Liquor Licenses as presented with Council Member Dokken seconding the motion, which carried on a roll call vote of Ayes 7, Noes 0.

The Mayor and Council considered a Civic Center Arena Special Event Permit by On-Sale Liquor License Holder. City Clerk Halliday explained that the Civic Center has rented space to the Willmar Curling Club who will hold a three-day New Year's Bonspiel and plans to serve alcohol and a Special Event Permit is required. The Baker's Eagle Creek Eatery LLC has applied for the permit with an on-site employee. Following discussion, Council Member Christianson moved to approve the Civic Center Arena Special Event Permit as presented with Council Member Dokken seconding the motion, which carried.

City Clerk Halliday informed the Mayor and Council that pursuant to Minnesota Statue 203B.121, Subd. 1, it is necessary that the City pass a Resolution establishing an Absentee Ballot Board. Following discussion, Resolution No. 5 was introduced by Council Member Anderson, seconded by Council Member Ahmann, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 5

ESTABLISHING AN ABSENTEE BALLOT BOARD

WHEREAS, the City of Willmar is required by Minnesota Statute 203B.121, Subd. 1 to establish an Absentee Ballot Board effective June 19, 2012; and

WHEREAS, the Board will bring uniformity in the process of accepting or rejecting returned absentee ballots in the City of Willmar's Ward and Special Election in Kandiyohi County; and

WHEREAS, the Absentee Ballot Board would consist of a sufficient number of Election Judges as provided in Sections 204B.19 to 204B.22;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Willmar, hereby establishes an Absentee Ballot Board that would consist of a sufficient number of Election Judges as provided in Minnesota Statute 204B.19 to 204B.22 to perform the task.

Dated this 17th day of December, 2012.

/s/ Frank Yanish MAYOR

/s/ Kevin Halliday Attest: CITY CLERK

The Mayor and Council considered an Ordinance to Rezone property from G/I to R-2. Planning and Development Services Director Peterson stated that the applicant Casa De Misericordia Church applied for a rezone of the former Lincoln School property to operate a church. The rezone is consistent with the Comprehensive Plan. Churches are permitted with a conditional use permit in an R-2 zone, and at that time the Planning Commission can attach use conditions of operation.

Council Member Anderson offered a motion to introduce an Ordinance to Rezone property from G/I to R-2 and schedule a public hearing for January 7, 2013. Council Member Ahmann seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

The Mayor and Council considered a Final Plat for Mills Second Addition whereby the applicant Mills Properties wishes to subdivide a portion of their property into three commercial lots. Planning and Development Services Director Peterson explained the property is proposed for platting so that different parent companies within their corporation can own each parcel. The lot sizes and frontage exceed Zoning Ordinance minimums. Two conditions placed on the plat per Planning Commission preliminary plat approval regarding a water valve shut off and access easement agreement have been dealt with prior to final plat approval. Council Member Anderson moved to approve the Final Plat for Mills Second Addition as presented. Council Member Dokken seconded the motion, which carried.

Following discussion of the January Council meeting dates, Council Member Christianson moved to schedule the reorganizational meeting for January 7, and the second Council meeting for January 22, 2013. Council Member Ahmann seconded the motion, which carried.

Mayor Yanish recognized Doug Reese, Council Member for the Ward Four, for his 26 years of

service to the City of Willmar and presented him with a commemorative plaque. Mr. Reese thanked his wife, Marion, and former and present Mayors, Council Members and City Staff.

Announcements for Council Committee meeting dates were as follows: Public Works/Safety, December 18, 2012.

Council Member Ahmann read a letter he prepared to the Mayor and Council regarding the City's funding of private entities and their membership, expressing concerns raised due to possible conflicts regarding expenditures. Mr. Ahmann offered the following motion: that the City Council immediately request from the publicly-funded groups full and complete financial disclosures for the current and last five years regarding previously stated expenses. Furthermore, that this gathered information is to be immediately reviewed and discussed with the appropriate City Council Committee. The following groups are, but not limited to: Willmar Municipal Utilities, Rice Memorial Hospital, Rice Home Medical, Rice Health Foundation, Rice Care Center, Willmar Lakes Area Convention and Visitors Bureau, Kandiyohi County and City of Willmar Economic Development Commission, Willmar and Kandiyohi County Housing and Redevelopment Authority, Willmar Pioneerland Library, Willmar Design Center, West Central Integration Collaborative, West Central Industries, Kandiyohi-Willmar Area Transit Authority and Willmar Fests. Council Member Christianson seconded the motion.

Council Member Anderson called the motion retaliation and opposed the action. Council Member Christianson called it standard fiduciary responsibility. Council Member Ahmann stated he believes funding certain organizations is a violation of statutes according to Attorney General opinion. Council Member Dokken questioned public purpose in the listed organizations.

City Attorney Scott expressed concern that the request was "over reaching."

Council Member Christianson withdrew his second. Council Member Ahmann directed Staff to take the matter to the appropriate committee.

City Administrator Stevens informed the Mayor and Council of a "Thank LGA" forum put on by the Coalition of Greater Minnesota Cities on December 18, 2012, at the Willmar Fire Station.

Council Member Christianson moved that the City consider RFP's for legal printing from the West Central Tribune, Raymond and Prinsburg News, and New London Lakes Area Review newspapers. Council Member Ahmann seconded the motion, which carried.

Council Member Christianson read a letter he had prepared regarding articles in the West Central Tribune attacking the Mayor and Council Members, actions of the Moving Willmar Forward group and general disruptive practices impeding the duties of the elected officials. This matter was for information only.

There being no further business to come before the Council, the meeting adjourned at 8:50 p.m. upon motion by Council Member Christianson, seconded by Council Member Dokken, and carried.

upon motion by Council Member Christianson, se		
	MAYOR	
Attest:		
SECRETARY TO THE COUNCIL	-	

RICE MEMORIAL HOSPITAL

BOARD OF DIRECTORS

DECEMBER 12, 2012

FOR COUNCIL INFORMATION

PRESENT: David Anfinson, President; Michael Gardner, DDS, Treasurer; Robert Kruger, M.D., Secretary; and Directors Eric Weiberg, Jenna Fischer and Wayne Larson

EXCUSED: Steve Cederstrom, Vice President

; :

ADMINISTRATIVE STAFF: Michael Schramm, Bill Fenske, Dale Hustedt, Teri Beyer, Wendy Ulferts, Ken Flowe, M.D., and Sandy Roelofs

GUESTS: Lee Cafferty, M.D., Chief of Medical Staff; Shirley Carter, Rice Health Foundation; Anne Polta, West Central Tribune

<u>Call to Order/Minutes:</u> The December 12 Board of Directors meeting was called to order at 5:35 p.m. President Anfinson introduced Ken Flowe, Chief Medical Officer, who began his duties at Rice on Monday, December 10. ACTION: A motion was made by Director Gardner, seconded by Director Larson and carried that the minutes of the November 14 meeting be approved as written.

Board Education: Wendy Ulferts presented an update to the Board on the Healthy Communities Partnership Grant. She distributed and reviewed information in regard to: 1) Penny George Institute for Health and Healing, Healthy Communities Partnership grant/program overview. 2) Review of the grant. 3) Review of the progress to date. 4) Next steps. 5) The kickoff event for Rice's grant process will be held on December 14 at Allina in Minneapolis.

Patient Experience: Teri Beyer reviewed two patient experiences submitted to her by Rice Hospital staff members in regard to: 1) One of the ICU staff nurses was a patient in the Emergency services Department and in her words, "had a great experience at Rice." The staff were very good at keeping her husband informed of his wife's care/treatment and were reassuring and kind. The ambulance staff were also very helpful and kept their son entertained. 2) One of the Laboratory staff's wife was a recent patient at Rice and is now home recovering. The best news is that she will recover with no further treatment. He also shared a few personal reflections from his wife's experience at Rice.

Quality Report: Teri Beyer distributed and reviewed a handout on the Hospital Compare HCAHPS Data. Results were shared for Rice Hospital as well as comparing Rice to other VHA hospitals throughout Minnesota.

Financial Report: Bill Fenske reviewed for the Board the October 31 financial statements, which were presented to the Board's Finance Committee at its meeting on December 7, in regard to the following: 1) October was a profitable month primarily due to the receipt of \$1.2 million in Meaningful Use reimbursement. 2) Expenses were up for the month by 3.5% which offset some of this. 3) The overall net income was \$1.0 million as non-operating activity incurred a slight deficit.

4) Cash and general investments have increased \$2.1 million dollars since December 31, 2011. 5) Surgical procedures were 11.8% less than budget and 13.4% less than last year. 6) The year-to-date (YTD) consolidated operating margin was 0.7% compared to the budget of 1.8% and last year's 4.5%. 7) The debt/capitalization ratio of 44% was less than the year-end target of 45%. 8) Days in accounts receivable were 58 compared to a target of 50 and last year's 55. 9) Days of cash were 121 compared to the year-end target of 126 and last year's 111. 10) The cash/debt ratio was 67% compared to the budget of 71% and last year's ratio of 54%.

Medical Staff Report – Dr. Lee Cafferty reviewed for the Board the minutes of the November 27 Medical Staff and Credentials Committee meetings in regard to the following: 1) Medical Staff Executive Committee Summary: a) Dr. Lucio Minces, new Infectious Disease physician, has been meeting with the Medical Staff Departments. b) The Medical Staff Executive Committee honored Sue Soderholm at the meeting in recognition of her 22 years of service to Rice and the

Hospital's Medical Staff. She retired in May of 2012 from Rice. ACTION: A motion was made by Director Larson, seconded by Director Fischer and carried that the minutes of the November 27, 2012 Medical Staff and Credentials Committee meetings be approved as written; and that the following appointments to the Rice Memorial Hospital Medical Staff be approved as presented and recommended: INITIAL APPLICATIONS: Locum Tenens Staff: Temporary Privileges: Thomas Chapa, M.D. - Emergency Medicine/Department of Emergency Medicine. Barton Associates, Peabody, MA. Temporary privileges for start date of 11/4/2012. Fatma Reda, M.D. - Psychiatry/Department of Psychiatry. Delta Locum Tenens, Dallas, TX. Temporary privileges for start date of 11/7/2012. Active Staff: Kenneth Flowe, M.D. - Emergency Medicine/Department of Emergency Medicine. Rice Memorial Hospital, Willmar, MN. Expected start date: 12/10/2012. Nasser Kazmouz, M.D. - Emergency Medicine/Department of Emergency Medicine. Rice Memorial Hospital, Willmar, MN. Temporary Privileges previously granted for start date: 10/1/2012. Affiliate Staff: Yong Seung Lee, M.D. - Obstetrics-Gynecology/Department of Ob-Gyn. Affiliated Community Medical Center, Marshall, MN. Previous temporary privileges for one day to assist Dr. G. Buchanan in surgical case on 8/15/2012. Transfer from Locum Tenens: Ralph (Skip) Powell, M.D. -- Emergency Medicine/Department of Emergency Medicine. Medical Doctor Associates, Norcross, GA. REAPPOINTMENT APPLICATIONS: Active Staff: Daniel Lister, M.D. -Orthopedist/Department of Surgery. Affiliated Community Medical Center, Willmar, MN. Affiliate Staff: Paul Hunt, M.D. – Radiology/Department of Radiology. Suburban Radiologic Consultants, Bloomington, MN. Aimee Johnson, M.D. - Cardiovascular Disease/Department of Internal Medicine. Park Nicollet Heart Center, St. Louis Park, MN. Jamie Pelzel, M.D. – Cardiology/Department of Internal Medicine. CentraCare Clinic, St. Cloud, MN. William Shimp, M.D. - Oncology/Department of Internal Medicine. Affiliated Community Medical Center, Willmar, MN. Mark Wilson, M.D. -Radiology/Department of Radiology. Suburban Radiologic Consultants, Bloomington, MN. Jonathan Wood, M.D. -Radiology/Department of Radiology. Suburban Radiologic Consultants, Bloomington, MN. Allied Health Staff: Lowell Einerson, D.D.S. - Dentist/Department of Surgery. Private Practice, Alexandria, MN. Jennifer Freitag, CNP -Nurse Practitioner/Department of Internal Medicine. Affiliated Community Medical Center, Willmar, MN. Responsible physician: Kendal Bos, M.D. Teri Larson, PA-C – Physician Assistant/Department of Internal Medicine. Affiliated Community Medical Center, Willmar, MN. Responsible physician: J. Michael Ryan, M.D. Ross Malkuch, RN-CRNA --Nurse Anesthetist/Department of Anesthesiology. Rice Memorial Hospital, Willmar, MN. Jared McLister, PA-C -Physician Assistant/Department of Surgery. Heartland Orthopedic Specialists, Alexandria, MN. Responsible Physician: Eric Nelson, M.D. <u>Amanda Welle, CNP</u> – Nurse Practitioner/Department of Surgery. Central Minnesota Neurosciences, Ltd., Sartell, MN. Responsible physician: Jeffrey Gerdes, M.D. James Zenk, D.D.S. – Dentist/Department of Surgery. Montevideo Family Dentistry, Montevideo, MN. <u>Locum Tenens Criteria</u>: The Locum Tenens criteria with the addition of the Obstetrics-Gynecology and Pediatric Departments was approved with requirements noted.

CEO Report - Mike Schramm:

- 1. He welcomed Dr. Flowe to the Hospital's Executive Team/Medical Staff. His first official day at Rice was December 10. A Hospital Staff "meet and greet" for Dr. Flowe was held earlier today.
- 2. Bill Fenske, Teri Beyer and their staff were commended for the Hospital's balance sheet strength. As a result, Rice's billing, revenue cycle as well as all business functions continue to improve. An outside consulting firm was engaged to complete an assessment of the Hospital's revenue cycle. They presented a recommendation to the Executive Team who is now moving forward with implementation of the opportunities presented by McGladrey.
- 3. Disaster Drill: The Hospital staff participated in a MCI/mock disaster drill on December 6. The drill involved an influx of patients presenting to the Hospital after a turkey fryer incident in a local residence/garage in the community. A debriefing was also held in order to review and assess the drill. One of the primary challenges of the drill was regarding communication.
- 4. Dental Clinic: The University of Minnesota (U of M) has received a \$175,000 grant from Delta Dental of Minnesota to help support ongoing operations at the Rice Regional Dental Clinic (RRDC). A presentation was made to the

Hospital/Dental Clinic by the U of M and Delta Dental on December 18. RRDC, which recently celebrated its fifth anniversary, serves a 17 county area.

- 5. Rice Care Center Project Update: a) A handout from Jon Hilleren was reviewed in regard to: i) Construction project schedule/timeline. ii) RCC construction project progress photos.
- 6. Rice Health Foundation: a) Progress continues on the fund raising campaign for the RCC construction project. The primary focus to date has been on internal stakeholders, but meetings have also been held with several community members who have made some significant gifts. At this point the amount of commitments and pledges made exceeds \$200,000. b) The total proceeds raised from the 2012 Holiday Festival fundraising event was \$114,000 which included the amount raised for the Sentimental Journey Program. Over 30 volunteers assisted the Foundation staff in planning/preparations for the event.
- 7. Rice Home Medical: Renovation project plans have been finalized for the Willmar store. Bids are out and due next week. There has been a lot of local interest in the project. Final bids for the project will be presented to the Board for review, discussion and action at the January meeting.
- 8. Physician Recruitment: a) Mr. Schramm met with Dr. Wehseler earlier today in regard to physician recruitment efforts/progress being made for both the Clinic and the Hospital. b) Recent physician recruitment additions to the Hospital's Medical Staff include the areas of Nephrology, Hospitalist Program, Infection Diseases, OB/GYN. c) Recruitment efforts continue in the areas of Orthopedics, Pediatrics and OB/GYN.
- 9. Quality and Safety: Work continues on various aspects of quality and safety at Rice for our patients, staff and visitors. Mr. Schramm commended Teri Beyer, Wendy Ulferts and their staff for all the progress being made at Rice in these areas.
- 10. Legislative Issues: a) Mr. Schramm and Wendy Ulferts recently met with Senator Lyle Koenen in regard to a number of legislatives issues which impact Rice Hospital. They have also scheduled a meeting with Representative Sawatzky for later in the week. The primary topic of the meetings is challenges ahead for Minnesota Hospitals, including the government mandated nurse staff ratios. b) Mr. Schramm also distributed and reviewed the Minnesota Hospital Association's November newsletter which highlighted a "preview of Minnesota hospital priorities for the 2013 legislative session."

New Business:

- Election of Officers: President Anfinson presented the proposed Slate of Officers for the Hospital's Board of
 Directors for 2013. Discussion followed. ACTION: A motion was made by Director Larson, seconded by Director
 Kruger and carried that the proposed Slate of Officers for the Rice Memorial Hospital Board of Directors for 2013
 be approved as presented and recommended by the Board's Executive/Nominating Committee: President —
 David Anfinson; Vice President Steve Cederstrom; Treasurer Michael Gardner, DDS; and Secretary Jenna
 Fischer.
- 2. Reimbursement Resolution: Bill Fenske reviewed a proposed reimbursement resolution for the Rice Care Center building project. The amount requested in the proposed resolution is a dollar amount not to exceed \$6,500,000. ACTION: A motion was made by Director Fischer, seconded by Director Gardner and carried that the proposed Resolution of the Hospital Board of Rice Memorial Hospital, Declaring Official Intent to Reimburse Expenditures with Proceeds of Debt Pursuant to the United States Department of Treasury Regulations, in an amount not to exceed \$6,500,000, be approved as presented and recommended.
- 3. Hospital Board Meeting Schedule: President Anfinson stated that he was informed that the new Board members coming onto the Board of Director in 2013 have conflicts with the current Board meeting date which is the second

Wednesday of the month. After discussion, it was the consensus of the Board that beginning in January the Hospital Board meeting date change from the second Wednesday to the third Wednesday of the month. It was also noted, that due to this change the Finance Committee meeting date will also change from the first Friday of the month to the second Friday of the month effective with the February meeting.

Hospital Committee Reports:

- 1. Care Improvement Team: Directors Weiberg and Fischer were in attendance at the December 5 meeting. Discussion was held on 2012 Quality Measures.
- 2. Ethics Committee: Directors Kruger and Fischer were in attendance at the December 3 meeting. Discussion was held on how the New York City Hospitals responded to the Hurricane Sandy disaster which in actuality did not differ much from the New Orleans Hurricane Katrina disaster.
- 3. Cancer Committee Meeting: Director Larson attended his last Cancer Committee meeting which was held on December 7.
- 4. Finance Committee: In attendance at the December 7 meeting were Directors Gardner, Larson, and Anfinson. Following the regular meeting, the Board representatives on the Committee met with the Jeremy Zabel and Dan Vandenberghe from the audit firm of McGladrey, LLP.
- 5. Shared Health Resources: President Anfinson stated that he was in attendance at the November 30 Shared Health Resources Management Committee meeting.

Other:

- 1. Mr. Schramm reminded the Board members that registrations for the January 11-13 Minnesota Hospital Association Trustee Conference are due on December 21. Please contact Sandy Roelofs if interested in attending.
- 2. The Governing Board self-assessment and CEO performance evaluation forms for 2012 were distributed to the Board. The Directors were asked to return the forms to Sandy Roelofs by January 4.
- 3. President Anfinson announced that this was the last Board of Directors meeting that Directors Kruger and Larson will be attending. He thanked them for all of their work, efforts, participation and time they have given to Rice Memorial Hospital. It was also announced that a party is being planned in honor of their service to Rice Hospital, and will be held on January 23 at 5:30 pm.
- 4. Special Board Meeting: The Board was reminded of the special Board Meeting which has been scheduled for Wednesday, December 19. The meeting will be held in closed session in order to review and discuss matters in litigation.

<u>Adjournment:</u> There being no further business, the Board of Directors meeting was adjourned at 7:03 p.m. Submitted by:

Robert Kruger, M.D.

Secretary

RESOLUTION OF THE HOSPITAL BOARD OF THE RICE MEMORIAL HOSPITAL

<u>Declaring Official Intent to Reimburse Expenditures with Proceeds of Debt Pursuant to United States Department of Treasury Regulations.</u>

BE IT RESOLVED, by the Hospital Board (the "Board") of Rice Memorial Hospital (the "Hospital"):

- Section 1. The Board hereby finds, determines and declares as follows:
- (a) Treasury Regulations Section 1.150-2 (the "Regulations), prescribe certain procedures applicable to obligations issued after June 3, 1993, including a requirement that an issuer or borrower timely declare its official intent to reimburse certain expenditures with the proceeds of debt to be issued by or on behalf of the issuer or borrower.
- (b) The Hospital has, within 90 days prior to the date hereof, or will advance its own funds to pay certain capital costs (the "Original Expenditures") associated with the renovation of the Rice Care Center (the "Project").
- (c) Funds advanced or to be advanced by the Hospital to pay the Original Expenditures do not, or will not, consist of funds that were earmarked or intended to be used by the Hospital to permanently finance the Original Expenditures.
- (d) As of the date hereof, the Hospital reasonably expects that it will reimburse itself for such Original Expenditures with the proceeds of debt to be issued by the City of Willmar, Minnesota, in the amount of approximately \$6,500,000.
- (e) The Hospital understands that reimbursement of Original Expenditures must occur no later than 18 months after the later of (i) the date the Original Expenditure was paid, or (ii) the date the Project is placed in service or abandoned, but in any event not later than 3 years after the Original Expenditure was paid.
- (f) Each Original Expenditure was or will be either (i) of a type properly chargeable to capital accounts under general federal income tax principles, (ii) a cost of issuance with respect to the proposed debt, or (iii) a nonrecurring item that is not customarily payable from current revenues.

Section 2. This resolution will take effect upon its passage.

Adopted this Aday of December, 2012.

RICE MEMORIAL HOSPITAL BOARD

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Special Meeting

RICE MEMORIAL HOSPITAL BOARD OF DIRECTORS

December 19, 2012 5:30 PM Board Room

Board members in attendance: David Anfinson, Mike Gardner, DDS, Robert Kruger, MD, Jenna Fischer, Eric Weiberg, Wayne Larson.

Board members absent: Steve Cederstrom.

Others in attendance: Michael Schramm, CEO, Dale Hustedt, Teri Beyer, Bill Fenske, Wendy Ulferts, Ken Flowe, MD., Daniel McInerney, Hospital legal counsel.

MINUTES

- 1. 5:31 p.m.: President Anfinson called the meeting to order.
- 2. 5:32 p.m.: Motion by Mike Gardner, second by Wayne Larson to close the meeting in order to review and discuss matters of claims and litigation. Motion approved.
- 3. 6:30 p.m.: Motion by Mike Gardner, second by Eric Weiberg to come out of closed session. Motion approved.
- 4. 6:30 p.m.: President Anfinson adjourned the meeting.

SUBJECT TO FINAL APPROVAL OF THE MUNICIPAL UTILITIES COMMISSION

WILLMAR MUNICIPAL UTILITIES MINUTES MUNICIPAL UTILITIES AUDITORIUM DECEMBER 24, 2012

The Municipal Utilities Commission met in its regular scheduled meeting on Monday, December 24, 2012 at 11:45 a.m. in the Municipal Utilities Auditorium with the following Commissioners present: Dave Baker, Matt Schrupp, Dan Holtz, Jerry Gesch, Carol Laumer and Jeffrey Nagel. Absent was Commissioner Steve Salzer.

Others present at the meeting were: General Manager Wesley Hompe, Manager of Electric Services Jeff Kimpling, Director of Water/District Heating Bart Murphy, Power Supply Broker Chris Carlson, Customer Service Supervisor Stacy Stien, Director of Finance Tim Hunstad, Supervisor of Power Production Jon Folkedahl, Customer Service Representative Colleen Okland, City Councilmen Bruce DeBlieck, and City Attorney Robert Scott (via teleconference).

President Baker opened the meeting by requesting a resolution to approve the Consent Agenda. Following a review, Commissioner Laumer offered a resolution to approve the Consent Agenda as presented. Commissioner Holtz seconded.

RESOLUTION NO. 59

"BE IT RESOLVED, by the Municipal Utilities Commission of the City of Willmar, Minnesota, that the Consent Agenda be approved as presented which includes:

- Minutes from the December 10, 2012 Commission meeting; and,
- ❖ Bills represented by vouchers No. 122233 to No. 122335 inclusive in the amount of \$2,108,177.74 with a MISO credit in the amount of \$12,291.39 and an Absaloka Coal payment in the amount of \$51,630.40."

Dated this 24th day of December, 2012.

President

ATTEST:

Secretary

The foregoing resolution was adopted by a vote of six ayes and zero nays.

Director of Finance Hunstad along with General Manager Hompe reviewed with the Commission the November 30, 2012 Investment Report and the November 2012 Financial Report. These were for information only.

At this time, General Manager Hompe presented Commissioner Baker with a plaque of recognition and appreciation for his years of service and dedication. Commissioner Baker served on the WMU Commission from 2007-2012. Thank you for all your hard work and effort spent on behalf of the Willmar Municipal Utilities!

General Manager Hompe informed the Commission that the advertisement for the Compliance Officer position will be published shortly. Applications for the opening will be accepted through January $17^{\rm th}$. Until this position has been officially filled, Terry Volkmann of Volkmann Consulting, Inc., will serve as the WMU consultant for all compliance related matters.

General Manager Hompe distributed the official 2013 WMU Budget Report to the Commission. The report had been formally approved by the City Council in its entirety at the December $17^{\rm th}$ City Council meeting.

General Manager Hompe reminded the Commission of the annual WMU/MMUA Tom Bovitz Memorial Scholarship program which provides funding for post-secondary education. Winners of the scholarships must be WMU customers. The subject of the submitted essays would focus on the awareness of public power and energy conservation. Following discussion, Commissioners Nagel & Laumer and Customer Service Supervisor Stien volunteered to review and evaluate the submitted scholarship applications.

General Manager Hompe reminded the Commissioners that anyone interested in attended either the MMUA Legislative Conference (February 13-15) or the APPA Legislative Conference (March 11-13) was asked to contact Beth at the office (235-4422) so that arrangements may be made.

With no other business to come before the Commission, Commissioner Schrupp made a motion to adjourn the meeting. Commissioner Holtz seconded the motion, and the meeting was adjourned by a vote of six ayes and zero nays.

Respectfully submitted,

WILLMAR MUNICIPAL UTILITIES.

Jeff Kimpling
Manager of Electric Services

ATTEST:

Matt Schrupp, Secretary

Application for Exempt Permit

the WHO'S WHO? LIST OF LICENSEES, or call 651-639-4000.

Application fee exempt permit may be issued to a nonprofit organization that: If application posted or received: conducts lawful gambling on five or fewer days, and - awards less than \$50,000 in prizes during a calendar year. more than 30 days less than 30 days If total prize value for the year will be \$1,500 or less, contact before the event before the event the licensing specialist assigned to your county. \$50 \$100 ORGANIZATION INFORMATION Previous gambling permit number Organization name Type of nonprofit organization. Check one. Other nonprofit organization Veterans Fraternal Religious City Mailing address Willuan Daytime phone number Attach a copy of ONE of the following for proof of nonprofit status. Nonprofit Articles of Incorporation OR a current Certificate of Good Standing. Don't have a copy? This certificate must be obtained each year from: Secretary of State, Business Services Div., 60 Empire Drive, Suite 100, St. Paul, MN 55103 Phone: 651-296-2803 IRS income tax exemption [501(c)] letter in your organization's name. Don't have a copy? To obtain a copy of your federal income tax exempt letter, have an organization officer contact the IRS at 877-829-5500. IRS - Affiliate of national, statewide, or international parent nonprofit organization [charter] If your organization falls under a parent organization, attach copies of both of the following: a. IRS letter showing your parent organization is a nonprofit 501(c) organization with a group ruling, and b. the charter or letter from your parent organization recognizing your organization as a subordinate. GAMBLING PREMISES INFORMATION Name of premises where the gambling event will be conducted. For raffles, list the site where the drawing will take place. County Address [do not use PO box] Date[s] of activity. For raffles, indicate the date of the drawing. Check each type of gambling activity that your organization will conduct. Pull-tabs* Paddlewheels* Bingo* *Gambling equipment for bingo paper, paddlewheels, pull-tabs, and tipboards must be obtained from a distributor licensed by the Minnesota Gambling Control Board. EXCEPTION: Bingo hard cards and bingo number selection devices may be borrowed from another organization authorized to conduct bingo. To find a licensed distributor, go to www.gcb.state.mn.us and click on Distributors under

LOCAL UNIT OF GOVERNMENT ACKNOW	/LEDGMENT
CITY APPROVAL for a gambling premises located within city limits	COUNTY APPROVAL for a gambling premises located in a township
The application is acknowledged with no waiting period.	The application is acknowledged with no waiting period.
The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days [60 days for a 1st class city].	The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days.
The application is denied.	The application is denied.
Print city name City of Wilman	Print county name
Signature of city personne	Signature of county personnel
Title City Clerk Treasurer Date 12-17-12	Title Date
Local unit of government must sign	TOWNSHIP -If required by county. On behalf of the township I acknowledge that the organization is applying for exempted gambling activity within the township limits. [A township has no statutory authority to approve or deny an application, per Minnesota Statutes 349.166.] Print township name
	Signature of township officer
	Title Date
CHIEF EXECUTIVE OFFICER'S SIGNATUR	RE
The information provided in this application is complete and accurate report will be completed and returned to the Board within 30 days. Chief executive officer's signature with the complete and accurate to the Board within 30 days.	of the event date.
Print name Kip R. Oveson	Print form and have CEO sign
REQUIREMENTS	Reset form
Complete a separate application for: - all gambling conducted on two or more consecutive days, or - all gambling conducted on one day. Only one application is required if one or more raffle drawings are conducted on the same day.	Financial report and recordkeeping required A financial report form and instructions will be sent with your permit, or use the online fill-in form available at www.gcb.state.mn.us.
Send application with: a copy of your proof of popprofit status, and	Within 30 days of the event date, complete and return the financial report form to the Gambling Control Board.

application fee. Make check payable to "State of Minnesota."

To: Gambling Control Board 1711 West County Road B, Suite 300 South Roseville, MN 55113

> All other information provided will be private data about your organization until the Board issues the permit. When the Board issues the permit, all information provided will become public. If the Board does not issue a permit, all information provided remains private, with the exception of your organization's name and address which will remain public. Private data about your organization are available to: Board members, Board staff whose work requires access to the information; Minnesota's Department of Public Safety; Attorney

Questions?

upon request.

at 651-639-4000.

General; Commissioners of Administration, Minnesota Management & Budget, and Revenue; Legislative Auditor, national and international gambling regulatory agencies: anyone pursuant to court order; other individuals and agencies specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this notice was given; and anyone with yourwritten consent.

Call the Licensing Section of the Gambling Control Board

This form will be made available in alternative format (i.e. large print, Praille):

Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If your organization supplies the information requested, the Board will be able to process the application. Your organization's name and address will be public information when received by the Board.



CITY OF WILLMAR, REQUEST FOR COMM		Date:							
Agenda Item Number:		Approved Denied							
Meeting Date: January	-	☐ Amended ☐ Tabled ☐ Other							
Attachments: Yes									
	_	-							
Originating Department: Willmar Police Department	ent								
Action Requested: To be allowed to sell a used lid	ar unit to the Atv	vater Police Department for \$300.00.							
Guiding Principle: To acquire maximum return of inve	ested dollars on di	sposal of used city equipment.							
Introduction: The Willmar Police Department uses two different speed measuring devices (lidar and radar) for local speed enforcement.									
In 2012, WPD had budgeted for and replaced a lidar unit due to age and overall component wear/tear. The original lidar being replaced was purchased in 1999 at a cost of \$2662.00 and has a normal rated life expectancy of 8 years. The replacement lidar was purchased in November, 2012 at a cost of \$2312.00.									
Atwater Police Department has expressed interest in our used lidar unit and has offered \$300.00 for the unit.									
Background/Justification: Atwater Police Department does not have lidar and enforces speed strictly through the use of radar. Acquiring a used lidar is beneficial to them. Selling the device at an upcoming city auction will garner less than \$100.00 return. A vendor allowed a \$125.00 credit on purchase of another unit.									
Fiscal Impact: Return of \$300.00 to the city general	fund.								
Alternatives: Place in City Auction – possible realized value \$100.00 minus 10% for auctioneer fees. Use in trade on new equipment – offered credit value of \$125.00									
Staff Recommendation: To sell the used lidar unit to	the Atwater Pol	ice Department.							
Reviewed by:									
Preparer: David Wyffels	Signature:	David Wylfels							
Comments:	J	1//							

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ACS FINANCIAL SYSTEM 01/02/2013 15:10:32	VENDOR NAME AND NUMBER CHECK# DATE DESCRIPTION	HOME DEPOT CREDIT SERVIC 000058 35200 12/31/12 CITY SALES TAX 35200 12/31/12 SUPPLIES VENDOR TOTAL	HYDRITE CHEMICAL CO 35201 12/31/12 MAGNESIUM HYDROXIDE 8	HYSER/BETTY 35202 12/31/12 GARDEN CLEAN-UP DEPOSIT	INDEPENDENT SCHOOL DIST 35203 12/31/12 PH. LINE CHARGED TO SCHL	INTERSTATE POWER SYSTEMS 35204 12/31/12 HVAC PARTS 35204 12/31/12 HVAC PARTS	VENDOR TOTAL	.01780 35205 12/31/12 GARDEN CLEAN-UP DEPOSIT	JOHNSTONE SUPPLY 35206 12/31/12 FREON FOR COMPRESSOR 1	KARSTEN/PEGGY 35207 12/31/12 GARDEN CLEAN-UP DEPOSIT	KENT'S AUTO BODY 35208 12/31/12 CAR #7 REPAIR-PARTS 35208 12/31/12 CAR #7 REPAIR-LABOR	VENDOR TOTAL	KRISS PREMIUM PRODUCTS I 002122 35209 12/31/12 REFRIGERATION FLUID	LAKE REGION FIRE FIGHTER 001298 35210 12/31/12 MEMBERSHIP DUES	LINCOLN FINANCIAL GROUP 002789 35211 12/31/12 LIFE INSURANCE-JANUARY 35211 12/31/12 LIFE INSURANCE-JANUARY 35211 12/31/12 LIFE INSURANCE-JANUARY VENDOR TOTAL	

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TRANSPORTATIO 000497 12/31/12 MATERIAL SAMPLE TESTS	978.60	P00001277		N	OTHER SERVICES 41	12.48451.0339
ELEVATOR INC 35222 12/31/12 ELEVATOR REPAIR-LABOR	481.99	263848		Ŋ	MTCE. OF STRUCTU 10	01.41408.0335
RECREATION & PARK ASS 000513 35223 12/31/12 BONK-MEMBERSHIP DUES 35223 12/31/12 BRISENDINE-MBRSHP DUES	235.00 293.00	122112 122112 *CHECK TOTAL		DD	PREPAID EXPENSES 10 PREPAID EXPENSES 10	01.128000 01.128000
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CORPORATION 000126 5224 12/31/12 SNOW HAULING	,825.00	1458CC		D · N	OTHER SERVICES 10	01.43425.0339
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Vendor Payments History Report INCLUDES ONLY POSTED TRANS

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CLAIM INVOICE

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ACCOUNT

4,275,310.11

RECORDS PRINTED - 000376

FUND RECAP:

DESCRIPTION

FUND

GENERAL FUND
W.R.A.C. - 8
CONVENTION & VISITORS BUREAU
LOCAL OPTION SALES TAX
COMMUNITY INVESTMENT
D.S. - 2002 BOND
D.S. - 2006 BOND
D.S. - 2007A BOND
D.S. - 2009 BOND
D.S. - 2010 BOND
D.S. - 2011 BOND
D.S. - 2011 BOND
D.S. - 2011 BOND
S. - 2012 BOND
D.S. - 2012 BOND
S. - 2014 BOND
D.S. - 2014 BOND
D.S. - 2017 BOND
D.S. - 2017 BOND
D.S. - 2017 BOND
D.S. - 2007B
S.A.B.F. - #2012
S.A.B.F. - #2012
S.A.B.F. - #2012
S.A.B.F. - 2007B
CAPITCE SERVICES
PUB. IMPROVEMENT FUND
WASTE TREATMENT
OFFICE SERVICES

ALL FUNDS TOTAL

BANK RECAP:

NAME BANK HERITAGE BANK HERT

TOTAL ALL BANKS

DISBURSEMENTS

4,275,310.11

4,275,310.11

DISBURSEMENTS

3,854,125.65 123,409.51 129,000.000 1,200.000

4,275,310.11

Application for Appointment to

City Board/Committee/Commission

Please ind	licate the Board/Committee(s)/Commission(s) to which you are interested in being appointed: (If a one, please number in order of choice – Applications are kept on file for two years)
	Airport Commission (meets monthly)
	Community Education & Recreation Advisory Board (meets monthly)
	City/County Economic Development Operations Board (meets monthly)
	Housing and Redevelopment Authority (meets monthly)
X	Municipal Utilities Commission (meets bi-monthly)
	Pioneerland Library System Board (meets monthly)
	Planning Commission (meets bi-monthly)
	Police Civil Service Commission (meets first Monday in February each year and on as-needed basis thereafter)
	Rice Memorial Hospital (meets bi-monthly)
	Zoning Appeals Board (meets monthly)
-	Ad hoc Task Forces (will be posted and will meet on an as-needed basis)
	Applicant Information
Name: _	Joe Gimse Date of Application: 1/2/2013
Email: _	joegimse@gmail.com
What pro	mpted you to make application for a citizen committee? <u>Mayor Yanish</u>
Briefly te	ll us why you want to serve on this Board/Committee/Commission:
<u>I</u>	have utility experience and would like to continue to serve my (our) community.
List any Board/Co	y special background or experience you have which would be helpful to this ommittee/Commission:
1	17 years at Northern Natural Gas Company
Ć	5 years of service in the Minnesota Senate

List your educational background: Grad	luate Willmar Senior High School
Ridg	gewater College – Willmar Vo-Tech
List any social, fraternal, patriotic, government serving on:	ntal, or service organizations, which you have or currently are
VFW Post 1639, Willmar Elks, Knights	of Columbus
If you are employed, please provide the name a	and address of your employer and your position:
Minnesota Senate	
Please return completed application to:	Mayor's Office 333 SW 6 th Street Willmar, MN 56201
Or fax completed forms to:	(320) 235-4917

Page 1 of 5

City of Willmar, Minnesota Building Inspection Report

5					From 12	From 12/01/2012 To 12/31/2012	2/31/2012
No.	Date	Owner and Address	Legal Description	Use	Permit For	Value	Total Fee
20748	20748 12/10/2012	ENRIQUE GARCIA 1400 LAKELAND Drive NE LOT#3	95-980-5030 L 3; B 000 WILLMAR REGENCY EAST M	Mobile Home In/Out Removal/Building	REMOVE FRO DEMO, 1980, MARSHFIELD,14 X 70, 34281	\$0.00	\$25.00
20749	12/10/2012	SERGIO C ARDONA 1400 LAKELAND Drive NE LOT#72	95-980-6120 L 72; B 000 WILLMAR REGENCY EAST M	Mobile Home In/Out Removal/Building	REMOVE FOR DEMO, 1979, SKYLINE, 14 X 70, 1560257M	\$0.00	\$25.00
20750	20750 12/10/2012	ERNESTO BARCO 1400 LAKELAND Drive NE LOT#215	95-980-7550 L 215; B 000 WILLMAR REGENCY EAST M	Mobile Home In/Out Removal/Building	REMOVE FOR DEMO, 1970 DETROITER, 14 X 70, GJO40934	\$0.00	\$25.00
20824	12/10/2012	REGENCY PARK MANAGER 1400 LAKELAND Drive NE Lot 50	95-980-5500 L 50; B WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO '82 LIBERTY 14X16 CRM/BWN #06L16202	\$0.00	\$25.00
20825	20825 12/10/2012	REGENCY PARK MÀNAGER 1400 LAKELAND Drive NE #59	95-980-5590 L 59; B WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO '73 MARSHFIELD #26839 GRAY/WHITE 14X60	\$0.00	\$25.00
20826	3 12/10/2012	REGENCY PARK MANAGER 1400 LAKELAND Drive NE #214	95-980-7540 L 214; B WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO - '82 DETROITER 14X66 #KMNDH04D2812 1871A	\$0.00	\$25.00

95-980-0650 L D-6; B WILLMAR REGENCY WEST M	Mobile Home In/Out Mobil Home Transport	DEMO - #41133 74 DETRIOTER 14X50 GREEN/YELLOW	\$0.00	\$25.00
95-980-5050 L 5; B WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO - 03-56- 1383H 73 HENETTE 14X70 WHT/GRN	\$0.00	\$25.00
REGENCY MOBILE PARK MANAGER 95-980-0240 L A-24; B WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - #29428 '76 MARSHFIELD 14X70 WHT	\$0.00	\$25.00
WILLMAR REGENCY PARK MANAGE 95-980-0790 L F-2; B 401 30TH Street NW F-2 WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - #12232 '70 PATHFINDER 12X60 WHT/BLK	\$0.00	\$25.00
95-980-0900 L G-1; B WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - #32650 '78 Marshfield 14x70 GREEN/WHITE	\$0.00	\$25.00
REGENCY MOBILE HOME PARK 95-980-6850 L 145; B 1400 LAKELAND Drive NE LOT 145 WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO - #198419 '85 SCHULT 14X70 PINK/BEIGE	\$0.00	\$25.00
95-980-0400 L B-3; B S; T; R	Mobile Home In/Out Mobil Home Transport	MOBILE OUT - #4703N, 70 MEDALLION 14X68 WHITE/RED	\$0.00	\$25.00
			WHITE/RED	WHITE/RED Page 2 of 5

Š.	Date	Owner and Address	Legal Description	Use	Permit For	Value .	Total Fee
21156	12/10/2012	REGENCY MOBILE HOME 1400 LAKELAND Drive NE Lot 102	95-980-6420 L 102; B S;T;R	Mobile Home In/Out Demolition	DEMO - #163689 79 SCHULT 14X70 SALMON/WHITE	\$0.00	\$25.00
21236	21236 12/10/2012	REGENCY MOBILE HOME 401 30TH Street NW B-8	95-980-0450 L B-8; B WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - S643, 72 FLEETWOOD 14X70 WHITE/BLUE	\$0.00	\$25.00
21237	21237 12/10/2012	REGENCY MOBILE HOME 401 30TH Street NW E-1	95-980-0660 L E-1; B WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - 75 REGAL, 2003, 14X70 GOLD/WHITE	\$0.00	\$25.00
21238	12/10/2012	REGENCY MOBILE HOME 401 30TH Street NW F-11	95-980-0880 L F-11; B WILLMAR REGENCY WEST M	Mobile Home In/Out Demolition	DEMO - 533, '77 HOMERA 14X70 BLUE/WHITE	\$0.00	\$25.00
21239	12/10/2012	REGENCY MOBILE HOME 1400 LAKELAND Drive NE 97	95-980-6370 L 97; B WILLMAR REGENCY EAST M	Mobile Home In/Out Demolition	DEMO - 30625, '75 ROLLOHOME 14X70 GRAY/MAROON	\$0.00	\$25.00
21274	21274 12/31/2012	STEVEN C WOEHLER 615 ANN Street SE	95-222-0960 L 6; B 6 FERRING'S 2ND ADDITION	Residential Add/Alter Residential/Alteration	RESIDENTIAL RESIDE/REROOF /REPLACE WATER HEATER	\$10,000.00	\$115.00
21280	21280 12/6/2012	SHERNEY ECKLUND 911 5TH Street SE	95-250-1860 L PT OF 4, 17 & 18; B 8 GLARUM'S ADDITION	Residential Add/Alter Remodel	RESIDENTIAL REMODEL	\$3,000.00	\$106.15

21283 12/13/2012 WILLIAMAR TEN INVESTORS 26-71-0300 Commercial New Teeldunes Commercial Ne	No.	Date	Owner and Address	Legal Description	Use	Permit For	Value	Total Fee
12/31/2012 ACH WELLE	21283		WILLIAMSON PROPERTIES LLC 4089 ABBOTT Drive SE	95-714-0380 L 4; B 3 SOUTH INDUSTRIAL PARK	Commercial New Commercial	CONSTRUCT PRE CAST VEHICLE GARAGE	\$629,000.00	\$5,983.08
12/21/2012 ZACH WELLE	21284		KEVIN ANDERSON 1017 HIGHWAY 12 E	95-914-1950 L;B S 14; T 119N; R 35W	Commercial New Commercial	CONSTRUCT 1575 SF POST FRAME BLDG	\$87,475.50	\$1,383.95
12/31/2012 WILLIAM M EISCHENS 95-710-0130 Residential Add/Alter ADD 1/2 BATH \$1,000.00	21288		ZACH WELLE 1612 17TH Avenue NW	95-603-0600 L 10; B 3 OSLO HEIGHTS	New Single-Family Dwelling New Residence	NEW HOME & GARAGE	\$186,932.57	\$1,944.62
12/20/2012 WILLMAR TEN INVESTORS 95-923-8620 Commercial Add/Alter Commercial Add/Alter S\$5,000.00 LATE BLOOMERS L; B Commercial Add/Alter REMODEL \$5,000.00 12/31/2012 STATE OF MINNESOTA 95-909-0070 Commercial Add/Alter BLDG D MENS \$40,495.00 12/31/2012 STATE OF MINNESOTA 59; T 119N; R 35W Commercial Add/Alter RESTROOM REMODEL 12/31/2012 RONALD JOHNSON 95-060-0010 Residential Add/Alter 64' INTERIOR \$3,584.00 12/31/2012 RONALD JOHNSON L 1; B 1 Accessory Building BRAINTILE	21295	1	WILLIAM M EISCHENS 702 7TH Street NW	95-710-0130 L PT OF 1, 2 & 3; B 2 SEMINARY ADDITION	Residential Add/Alter Remodel	ADD 1/2 BATH	\$1,000.00	\$49.15
12/31/2012 STATE OF MINNESOTA 95-909-0070 Commercial Add/Alter Commercial Add/Alter BLDG D MENS \$40,495.00 RIDGEWATER COLLEGE L; B Commercial/Alteration RESTROOM RESTROOM REMODEL 12/31/2012 RONALD JOHNSON 95-060-0010 Residential Add/Alter 64' INTERIOR \$3,584.00 L1; B 1 Accessory Building DRAINTILE DRAINTILE	21297		WILLMAR TEN INVESTORS LATE BLOOMERS 1305 1ST Street S	95-923-8620 L; B S 23; T 119; R 35	Commercial Add/Alter Commercial/Alteration	NEW TENANT REMODEL	\$35,000.00	\$743.09
12/31/2012 RONALD JOHNSON 95-060-0010 Residential Add/Alter 64' INTERIOR \$3,584.00 L 1; B 1 Accessory Building DRAINTILE BOKELMAN'S ADDITION ROLL BOKELMAN'S ADDITION	21300		STATE OF MINNESOTA RIDGEWATER COLLEGE 2101 15TH Avenue NW	95-909-0070 L; B S 9; T 119N; R 35W		BLDG D MENS RESTROOM REMODEL	\$40,495.00	\$834.94
	21302		RONALD JOHNSON 1401 WILLMAR Avenue SW	95-060-0010 L 1; B 1 BOKELMAN'S ADDITION	e.	64' INTERIOR DRAINTILE	\$3,584.00	\$123.94

Date Owner and Address	Legal Description	Use	Permit For	Value	Total Fee
Current Year Current Month Totals		27		\$996,487.07 \$11,733.92	\$11,733.92
Previous Year Current Month Valuation				\$2,960,871.69	
Current YTD Valuation From 01/01/2012 To 12/31/2012				\$17,114,395.38	
Previous YTD Valuation	•			\$16,002,724.40	a et ie w

WILLMAR COMMUNITY & ACTIVITY CENTER COUNCIL REGULAR MEETING Tuesday Dec 4, 2012

Members Present:

Loren Luschen, Cathy Johnson, Carol Laumer and Steve

Brisendine and LeAnne Freeman

The meeting was called to order at 11:04 am by Chairperson Cathy Johnson

- 1. <u>Lutheran Social Services-Volunteer Station Update</u>: For information only. LeAnne reported that this item was passed by the City Council during the consent agenda at their last council meeting (12/3/12), which the minutes from the WCAC were included. The Center will be the official volunteer station for Lutheran Social Services, Ella Mae Dengerud will be the Lutheran Social Services representative stationed at the Center and will also help LeAnne for 20 hours per week. LeAnne and Ella Mae will get together in the next couple of days to work out a schedule.
- 2. Rental Fees 2013 update: For information only. LeAnne reported that the 2013 rental rates for the WCAC went through the City Council at their last meeting (12/3/12) and the rates were approved during the consent items. The rates included an increase to the long term rentals and one time renters. LeAnne will start working on a letter to send out to the long term rentals with their new rates for 2013.
- 3. <u>Maintenance & Finance Update</u>: For information only. Loren Luschen reported that there were 80 rentals at the Center the month of November. He also calculated that there were 21,200 people coming through the Center from Jan-Nov, this does not include the people who drop in and use the computers, exercise equipment, woodshop or who came in just for a cup of coffee. The expenditures through November are at 75% and the revenues are at 109% projected of 2012.
- 4. Marketing and PR Update: For information only. Carol Laumer reported and made a recommendation that the WCAC Council Board should concentrate only on the WCAC board strategic plan. Seeing that the City Council hasn't worked on a strategic plan for the City, how does the Center make plans without input and ideas from the City Council on visions for the Center? The committee also felt LeAnne's time management, maintenance and building issues were also a priority.
- 5. Program Update: For information only. Cathy Johnson reported on the winter programs sponsored by the Center. There are a lot of interesting Knowledge University programs; Life of Theodore Roosevelt, Retirement Lifestyles, Assistive Technology, Kandiyohi County history and City Auditorium & War Memorial Room history. LeAnne is once again working with the Nordic Ski Club and the High School Nordic Ski Team to put on an Introduction to Cross Country Skiing and Snowshoeing class. A February Special event for all ages at the Center "Snow, snowman and hot chocolate social." Cathy also informed the board that LeAnne will no longer be teaching her exercise class, this is due to her time management issues and duplication of programs such as bone builders and silver sneakers programs. By not teaching this class LeAnne would free up 5 hours a week that can be used with WCAC facility

issues. LeAnne had informed her class and has encouraged them to try our both bone builders and silver sneakers classes.

LeAnne reported that the printer in the computer lab has been removed and if anyone needs to print something off they will have to pay twenty-five cents for a copy. The printer in the computer lab has been re-wired to LeAnne's office printer, this is in due to the fact that a couple of people that have taken advantage of the printer and LeAnne has had to replace the ink three times in the past two months. LeAnne will put up a sign in the computer lab to inform computer users.

6. Set Committee Meeting Dates:

Finance & Maintenance – Tuesday, Dec 18 at 1:30pm at the Center Marketing and PR – Tuesday, Dec 18 at 3:00pm at Deidra's Program - Monday, Dec 10 at 2:30pm at the Center Volunteer – No date set

7. Miscellaneous:

- a. Next WCAC Council Meeting Tuesday, Jan 8 at 11am.
- b. Thank you to Shirley Lohse for representing the Senior Citizens Club on the board.

As there was no further business, the meeting adjourned at 12:05pm.

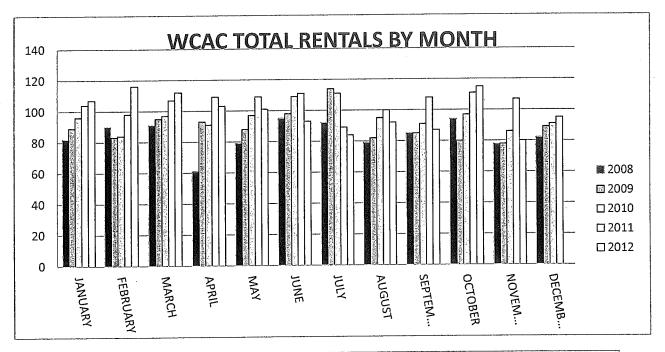
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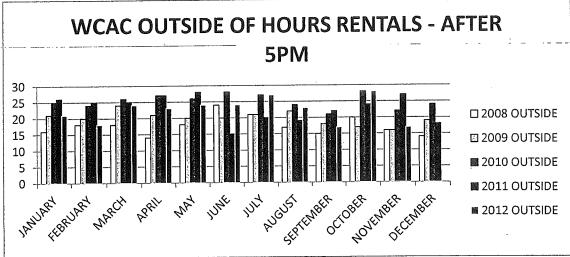
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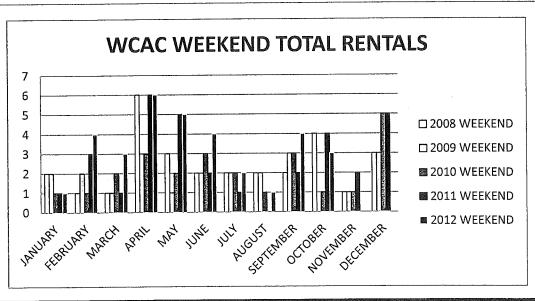
LeAnne Freeman, Recreation Supervisor/Community & Activity Center Coordinator

Willmar Community & Activity Center

November Usage 2012







WILLMAR MUNICIPAL AIRPORT COMMISSION CITY OF WILLMAR, MN WEDNESDAY, DECEMBER 12, 2012

MINUTES

- 1. The Willmar Municipal Airport Commission met on Wednesday, December 12, 2012, at 5:00 p.m. at the Willmar Municipal Airport Conference Room.
 - ** Members Present: Pat Curry, Terry Albers, John Lambing, Steve Nedrelow, Don Cole, and Dan Reigstad.
 - ** Members Absent: Sandy Gardner.
 - ** Others Present: Megan Sauer- Planner/Airport Manager, Brian Negen- FBO Maximum Cruise Aviation, Eric Rundingen- Eric's Aviation Services,
- 2. <u>MINUTES</u>: The minutes of the July 18, 2012 meeting were approved as presented.
- 3. MALSR DISCUSSION & RUNWAY/TURF PROJECT UPDATE: Staff presented a summary report from Bolton and Menk which informed the Commission that the crack sealing project and turf runway improvements are to be completed in spring of 2013 (see Attachment A). The City received the signed grant agreements from the State. The projects are funded 70% State 30% Local.

Secondly, MNDOT Aeronautics has contacted the City regarding the need for installation of additional NAVAIDS (Navigational Aids) specifically MALSR (Medium Intensity Approach Lighting System with Runway Alignment Indicator Lights). MNDOT plans on installing the new lights in 2013 entirely with State Funds.

The Commission discussed the MALSR's and what a great improvement this will be for the users of the Airport.

Mr. Nedrelow made a motion, seconded by Mr. Lambing, to endorse the MALSR project with 100% funding by MNDOT Aeronautics.

The motion carried.

4. <u>AIRPORT OPERATIONS SUPERVISOR POSITION UPDATE</u>: Staff updated the Commission that the City sent out an RFP this fall for the Airport Operations Supervisor Position, as the current contract is up December 31, 2012. The job duties were quite similar to past years except it also included janitorial services and mowing of the entire airport property. The City received two proposals and after interviews etc. offered the position to Eric's Aviation Services per Council action.

The Commission stated they were very pleased that Eric's Aviation Services will be doing onsite management at the Airport.

- 5. <u>AIRPORT USERS SURVEY RESULTS</u>: Staff presented an airport user survey consisting of four simple questions to see how the airport's users felt about how it's run, maintained, etc. (see Attachment B). Out of the 44 surveys dispersed, 22 were received. Overall the airport is operating well, but there is always some room for improvement. Eric Rudningen of Eric's Aviation stated he hopes to have some office hours to help keep the local pilots up to date on what's going on at the Airport.
- 6. <u>MISCELLANY</u>: Brian Negen of Maximum Cruise Aviation, the FBO, said that as per the FBO contract the Airport Commission is supposed to do a performance review of the FBO annually. Mr. Negen proceeded to go through all 7 tasks listed on the FBO contract as services they provide. They are as follows:
 - Task 1) Provide courtesy service to transient pilots and passengers. Mr. Negen explained that in February when the City owned courtesy cars were removed, the FBO continued to supply private vehicles for use by their customers and as rentals for non-customers.
 - Task 2) Unicom radio. The FBO monitors the Unicom via a remote radio in their office. As needed, if there are communications to the Terminal Base, Mr. Negen explained his employees will walk over to the Terminal Office for those transmissions.
 - Task 3) Issue NOTAMS regarding airport conditions. Mr. Negen talked about issuing runway condition reports as needed.
 - Task 4) Complete daily fuel records. Mr. Negen said that as Phillips 66 providers they've always been required to do daily fuel inspections. Since July of 2012 the FBO has submitted those fuel and runway inspection logs to the City at their request.
 - Task 5) Weekend and On Call Service. Mr. Negen explained that the FBO does post a phone number for an on-call phone that rotates around his employees. If anyone needs assistance with fueling etc. during non-regular business hours, they can contact that on-call person.
 - Task 6) Office Support. The FBO does have a kiosk and phone in the main terminal building which supplies general info and contact numbers of the FBO personnel for assistance. Mr. Negen explained that when they stopped having an office person physically in the terminal building, they installed cameras to keep an eye on the building and ramp. That system has worked well, and many days there is little or no activity inside the building. Staffing the Terminal Building would be a waste of resources.
 - Task 7) Secure Terminal Building. The FBO unlocks and locks the terminal building five days a week at 8 a.m. and 5 p.m. respectively.

Mr. Negen also talked about providing ramp service, fuel sales, repair and maintenance, aircraft rental, and flight training as per the contract. Maximum Cruise does not, however, provide charter services.

The Commission had a lengthy discussion regarding fuel pricing and the general cost of fuel flowage. Mr. Negen explained that there are several quality assurances and insurance costs that make selling the fuel a costly venture. He explained that he puts a 20 % mark up on fuel sales to non-local non-customer clients. If the buyer is local/client based, then they pay 15% mark up. It costs him .18 cents a gallon to have the 12 hr. a day on-call service. The inventory in the ground is \$80,000 worth of fuel. And the liability insurance he has to carry to pump and service these planes is \$80,000 a year. As of the day of the meeting, in 2012 the FBO sold 116,000 gallons of fuel. People don't take into consideration the operation costs for him to do that business. Smaller towns that don't have an FBO choose to take on the liability and provide the fuel themselves, so they can do it at a lower cost. Places like Paynesville only sell 10,000 gallons of gas in a whole year. And the quality of fuel is not the same either. Jets and bigger clients want convenience and base fuel sales on location. They aren't going to fly to Paynesville for cheaper gas as it costs more to land and take off than it is worth.

The Commission accepted the information and thanked Mr. Negen for his summary report.

7. There being no further business to come before the Commission, the meeting adjourned at 6:16 p.m.

Respectfully submitted,

Megan M. Sauer, AICP Planner/Airport Manager



BOLTON & MENK, INC.

Consulting Engineers & Surveyors

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MEMORANDUM

Date: December 11, 2012

To: Willmar Airport Commission

Megan Sauer, Airport Manager

From: Kevin Carlson, P.E. / Jared Voge, P.E.

Subject: Willmar Municipal Airport

City of Willmar Airport Improvements/MALSR

Willmar, Minnesota

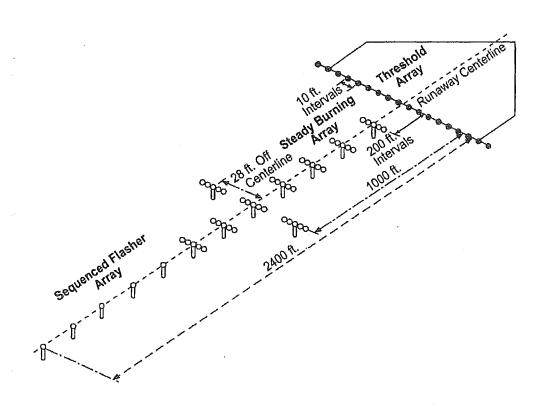
BMI Project No.: T51.105032

The grant agreement for the Airport Improvements which will provide funding (70% State, 30% City) for the project is currently being processed by MnDOT. After the grant agreement has been executed by MnDOT, the project contracts will be signed. Construction will begin in spring 2013. The contract completion dates for the pavement and turf runway improvements are May 31, 2013 and July 1, 2013 respectively.

The MnDOT Office of Aeronautics has indicated that there is a need for the installation of additional NAVAIDs at the airport. It is our understanding that a MALSR (Medium Intensity Approach Lighting System with Runway Alignment Indicator Lights) was to be installed during the last phase of the airport construction, however as a result of funding constraints, it was removed from the project. MnDOT intends to install the MALSR in 2013 with 100% State funds. Please see the enclosed figures which illustrate MnDOT's Preliminary layout.

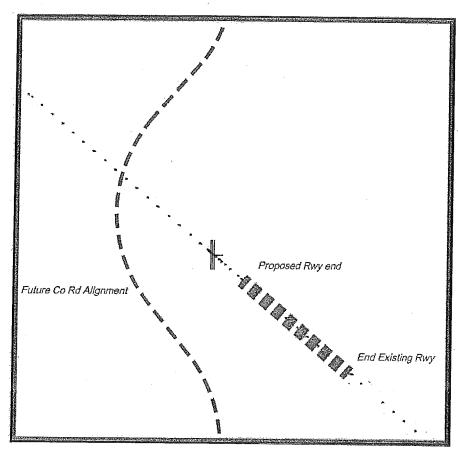
- Approach Light Systems (ALS) provide the basic means to transition from instrument flight to visual flight for landing. Operational requirements dictate the sophistication and configuration of the approach light system for a particular runway. The MALSR (Medium Intensity Approach Lighting System With Runway Alignment Indicator Lights) is a medium approach intensity lighting system (ALS) installed in airport runway approach zones along the extended centerline of the runway. The MALSR, consisting of a combination of threshold lamps, steady burning light bars and flashers, provides visual information to pilots on runway alignment, height perception, role guidance, and horizontal references for Category I Precision Approaches.
- A typical MALSR uses 18 threshold lights along the runway threshold spaced 10' apart, 9 light bars with 5 lights separated every 200' and 5 sequenced flashers also separated every 200' over a distance of 2,400' from the runway threshold. At the 1,000' point there are three light bars (15 lamps) for added visual reference for the pilot on final approach. Sequenced flashing lights provide added visual guidance down the runway centerline path. Planned approach visibility is at least 1,800' to .5 miles, with a decision height of 200'.

The current Instrument Landing System (ILS) approach procedure to Runway 13 has published approach weather minimums. The minimum cloud ceiling is 200 feet, and the minimum flight visibility is 3/4 mile. Typically the installation of a MALSR system reduces the visibility requirements by another 1/4 mile because it allows pilots to establish visual contact earlier in the approach sequence. It is anticipated that the new Runway 13 approach procedure will have visibility minimums of 1/2 mile, matching the lowest published weather minimums available for a runway with an ILS following the MALSR installation.



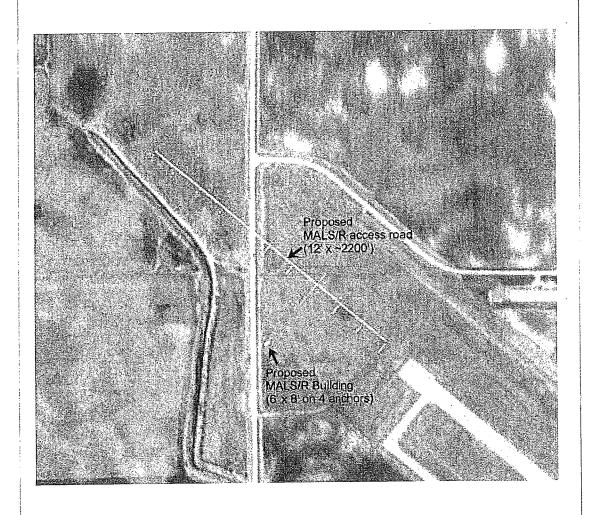
Typical MALSR Layout

The current Airport Layout Plan (ALP) identifies a future runway extension and required road realignment. The MALSR would be relocated should the runway be extended. ALL property required for the runway extension is owned by the City of Willmar and the Airport. The potential relocation will need to be re-evaluated at that time due to new FAA Runway Protection Zone(RPZ) policy.



FUTURE Roadway Re-alignment for Possible Extension

Willmar Municipal Airport MALS/R for Runway 13



2400' 2000, 1600′ 15' Clearance for Road Distance from Runway Threshold 1200, 800 **E** ó 1138' .. 30,-1134' 1130' 1126 1110 Distance from Centerline Elevation (MSL)

Willmar Municipal Airport MALS/R for Runway 13

Attachment B

Survey Results (43 total sent out to T-Hangar Tenants and Private Hangar Owners)

1	How often	do vou i	use the	terminal	building?
1.	DOM OHEH	uo you i	use tire	ccrimia.	2411411191

- A. Often (13)
- B. Once a month (4)
- C. Rarely (4)
- D. Never

2. Are the runway, lights, and general maintenance on the operation side of the airport adequate for your use and that of other users?

- A. Yes (13)
- B. No (8)
- 3. Does the FBO service and fuel system meet your and other users' needs/expectations?
 - A. Yes (17)
- B. No (4)
- 4. How has losing the courtesy cars affected you or other airport users?
 - A. Yes (7)
- B. No (13)
 - C. Both (2)

22 respondents

West Central Roofing, Dr. Nedrelow, Chuck Nefsted, Nelson International, Quam Construction, David Kleine, Dr. Lee Cafferty- Chief Medical Staff, Rice Memorial Hospital, Fagen Inc, Bruce Jaeger, Accupress, Bill Fry, Larry Juhl-Revier Cattle, Jerry Schwitters, Maurie Evans- Duininck Inc., and Wayne Mitchell.

6 anonymous surveys

Response Narratives

1.

- B. I use the building a couple times per month, mostly for the bathroom facilities.
- As the terminal is a public facility I have taken the liberty of meeting flight training clients from both the local area and beyond. The conference room works well for a ground school session. From recent experience, I would estimate using the building at least twice a month.
- I use the terminal building quite often. It has always been clean and nice to use except: Multi-million dollar facility and the water is un-drinkable and stinks, sewer should have been put in for both the Terminal and Hangars along with water, Pilots lounge is kept locked with a combination lock so no one can use it.
- We use it for the bathrooms and the weather machines. It should be open for early and late hours so my people can use the restrooms. Most airports have access to restrooms 24 hours a day.
- Using restrooms.
- To use the restroom.

- Grass runway-poor condition. Grass needs to be cut more often around hangers.
- We would agree that runway, lights and general maintenance are adequate. Is adequate good enough for the Willmar airport, we are not sure. Lighting is not at 100% but with minimal budgets of maintenance staff their hands are tied having to make small, thoughtful parts orders and making used parts work. The other issue that is seen on the airport is the forced closure of the grass crosswind runway. Without this runway there are days when decisions have to be made whether Willmar is the correct choice for landing. Without this runway as an option for the smaller aircraft the Willmar airport may be giving up some traffic.
- We always have NOTAMS about something wrong at the Airport.
- Yes, good service.
- No, cross runway (grass strip) not in service.
- No, the PAPI lights hardly ever work. The grass runway needs to be operational.
- No, they need to spray for weeds several times per year. They will destroy the runway and taxiways.
- No. The paved runway, the lights, and the general maintenance are fine. You are also addressing the grass runway issues, I understand. The City owned and leased hangars on the west side of the airport still have problems, however. I appreciate the City's work on mitigating the flooding issues so far. However, the hangers still 'flood' to a depth of ½ to 2 inches or so. This is the biggest problem in the winter. Water will come in during any kind of thaw, then refreeze into a very slick sheet of ice. Last year, my wife fell head first on the ice, prompting an ER visit and \$1500 bill. Fortunately she didn't suffer any long term consequences. The ice also makes it nearly impossible to pull our airplane out for up to months at a time.

- No, taxiway and runway lights out, VASI out all the time. Gates have been inoperable for years. Cross wind runway out all year. I would even be willing to change bulbs for the taxi ways and Runway. My understanding is they are just not furnished. The driveway leading into the Airport had been burnt out for over a year at one time, I do not know what the status is on these lights but right now I think only one is burned out. A. Gates have been out of service for years. These are needed to protect all of our investments. Should be repaired and left open during business hours and closed at nights if nothing else. B. Crosswind runway should have been repaired and put back in service. Money was spent to put this in this is just maintenance. C. Taxiways through the hangars need center lines to assist at night when trying to taxi. Unable to see where to be. D. Some hangars do not have a complete concrete apron. This is ridiculous. People are picking up these small rocks and destroying their prop(s) because we have a couple of people that don't care about anyone but themselves. They need to pour concrete completely in front of their hangars so that we have concrete all the way. This is a safety issue. This should never have been allowed. E. Also, there is still grass in places between some of the hangars. This also needs to be concrete. F. There should be outside lights on all the hangars and kept on from dusk to dawn. Another safety issue.
- Security gate has been inoperative/broken for a long time. Why don't you fix it or replace it. Other Airports that I use frequently (KRRC) don't have this problem. Also I still have drainage issues around my hanger. Water comes in with any significant rainfall.
- We are the biggest users of the airport and rely heavily on the maintenance people. They do a very good job.
- The FBO is doing the best they can with the funds available.

- The FBO services provided are far above services provided at similar size airports around the country. With on-site staffing that extend from before 6 am to 5 pm and an on call 24 hr. 7 day a week person this not common to see. The on call person is available for fueling, courtesy car, or any other needs of pilots or passengers at the Willmar airport. Fueling is made as easy as possible with discounts available to large volume customers, on site aircraft owners and serf service customers. Fueling systems are inspected on a daily basis and fuel quality is never an issue.
- No, I have to go to other airports for all of our service needs.
- Very responsive (I noticed this summer special repairs done within 5 minutes on Congressman Colin Peterson's plane).
- The FBO should provide water, ice, coffee, etc. for visiting aircraft and Charter Flights.
- No, the FBO is a huge disappointment. They are very unfriendly except to their biggest
 customers. They are not interested in helping aviation on the field at all unless it makes them
 money, and even then sometimes they are not interested. One weekend, I couldn't even get
 compressed air or a hand air pump from them so I could add air to a low tire.
 The Flight Instruction is acceptable and a nice guy, but is exceedingly difficult to actually arrange

lessons with. I know of at least five individuals who have tried to use Mr. Rudningen and have been unable to obtain acceptable service. Also, I don't believe Mr. Rudningen maintains a website to allow new customers to find him. I don't blame Mr. Rudningen, who has other priorities. However, flight instruction is the heart of aviation. Without flight instruction, you can't learn to fly, you can't get checked out in new aircraft, you can't do a biennial flight review, and so on. Also, flying is a hobby for most of us. We need evening and weekend availability in order to get flight instruction done. This would not be difficult to arrange. We could recruit and train a local pilot as a flight instructor or recruit someone from St. Cloud or elsewhere to come down for these hours. By way of contrast, Alexandria, for example, has one full time and three part time instructors.

I would add that Jaeger Aviation is a jewel to have in the area, but Mr. Jaeger instructs virtually exclusively in Mooney aircraft.

We also don't really have any rental aircraft available for other than minimal rentals.

Finally, gas prices are the highest in the area. As of 10/28, retail prices for 100 LL self-serve are:

Willmar- \$6.60 per gallon

Litchfield-\$5.31

Paynesville-\$5.23

Olivia- \$5.75

Benson- \$5.22

Montevideo-\$5.50

Glenwood-\$4.90

Redwood-\$6.42

If you look at prices within 50 miles of Willmar, our prices are almost always the highest, often by far. It's hard to justify paying more than \$1.00 per gallon extra on a 30-50 gallon fill up in order to be loyal to the home field.

- The self-service equipment appears to be working well. The only issue I have seen is an occasional after hour's aircraft that would like help. Typical to other similar size airports, after hours service is available by posted number.
- No issues with fuel or equipment. Cost at Willmar is the highest around mostly by at least \$1.00 a gallon. I do like to buy locally but because of the cost I will gas at other places quite frequently. If gas was more reasonable I would purchase a lot more here.
- Maximum Cruise has been great to deal with- Brian, Eric and the rest of the staff have been very helpful.
- 24 hr. key card self-service is very good.
- They are always willing to assist in any way they can and are 24/7 fueling I have seen them out multiple times fueling jets and medical after hours.

- Important to have, most small airports we travel to have courtesy cars.
- The airport has no lost its courtesy vehicles. The FBO, still, as always, provides two courtesy/rental vehicles depending on the need/end goal of its user. If the car is staying

local or a minimal amount of fuel is purchased the vehicles are still provided free of charge. For users of the airport that are not purchasing any fuel or there is a need to travel a distance the vehicles are available free of charge to users of the airport that were staying local. This has only become an issue when there has been a large amount of airport traffic and the 2 FBO owned cars are being used. The decision to remove the city owned vehicles from the airport just puts more direct overhead on the FBO.

- "All" of the airports I visit have courtesy cars available so other airport users that stop here are "stuck" at the Airport all day.
- No. City car not there, but FBO provides a courtesy car.
- Yes, other airport users need an easy way to get into town. Most airports smaller than Willmar offer a courtesy car.
- No, has not mattered.
- Yes, need courtesy car several times a year. Did not know it was no longer available. That will be a problem for us. I hope one is obtained soon.
- No, the loss of the courtesy car won't affect me or any other local users. I can tell you that I strongly favor flying to airports with courtesy cars. It makes it far easier to go to town for anything at all. Willmar does not have many other good options for transportation from the airport. Also, I think our high gas prices are even more difficult to justify if we don't have a courtesy car for customers to use.
- A courtesy car of some type is expected and typically available at airports the size of Willmar. As there is really no other way to utilize local restaurants and stores, lack of courtesy car is a problem. Not many would return to Willmar for other than required for business knowing there is no transportation to a local restaurant. This would be the case for a pleasure flight or more typically flight instruction. I wonder if the Brainerd Airport would be the same without a restaurant.
- No, didn't use them.
- We should have a courtesy car available for out of town people. This brings a lot of revenue to our community. I do know of people that just don't come here anymore. I frequently fly to airports with courtesy cars and avoid others without them. Most of these items are just maintenance. I don't expect the City to furnish courtesy cars. But a plan needs to be made to have one or two available.
- I haven't used the courtesy car here at Willmar. When flying to other airports I look to use airports which have courtesy cars.
- But it will only hurt the Airport/Willmar for out of town guests.
- The FBO still has three courtesy cars available for use.
- Don't need transportation, but if needed Willmar Air Service has cars available for any use 24/7.
- I am a local so I have my own transportation but for others that are out of town I'm sure it's an inconvenience if Maximum Cruise's vehicles are all being used. Most people want food and only three places in town deliver and the taxi service is not very reliable.



CITY COUNCIL ACTION CITY OF WILLMAR, MINNESOTA Date: REQUEST FOR COMMITTEE ACTION ☐ Approved ☐ Denied Agenda Item Number: _________ ☐ Amended ☐ Tabled ☐ Other Meeting Date: January 7, 2013 Attachments: Yes No Planning and Development **Originating Department:** Services Action Requested: Public Hearing on an Ordinance to Rezone from G/I to R-2 Guiding Principle: Comprehensive Plan Introduction: The applicant Casa De Misericordia Church applied for a rezone of the old Lincoln School property to operate a church out of the property. Background/Justification: All of the abutting property is zoned R-2 except for the P (Park) District to the east. The rezone is consistent with the Comprehensive Plan. Churches are permitted with a conditional use permit in an R-2 zone, and at that time the Planning Commission can attach use conditions of operation etc. Fiscal Impact: N/A Alternatives: Not rezone the property Staff Recommendation: Staff recommends that the ordinance be adopted and given an Ordinance number. Reviewed by: Bruce D. Peterson, AICP, Director of Planning and Development Services Preparer: Megan M. Sauer, AICP, Planner/Airport Manager Comments:

ORDINANC	E NO.	

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 1060, THE WILLMAR ZONING ORDINANCE

The City of Willmar does ordain as follows:
SECTION 1. Zoning Change. The Zoning Ordinance and Zoning Map for the City of Willmar are hereby amended to rezone the following property from G/I Government Institutional to R-2 One and Two Family Residential:
Lots 1-14, Block 1, Ferring's Second Addition to Willmar (511 Julii St. SE)
SECTION 2. Effective Date. This Ordinance shall be effective from and after its adoption and second publication.
This Ordinance introduced by Council Member:Anderson
This Ordinance introduced on: December 17, 2012
This Ordinance published on: December 29, 2012
This Ordinance given a hearing on:
This Ordinance adopted on:
This Ordinance published on:

PUBLIC WORKS/SAFETY COMMITTEE REPORT 12-14 CITY OF WILLMAR TUESDAY, DECEMBER 18, 2012

A meeting of the Public Works/Safety Committee was called to order at 4:45 p.m. on Tuesday, December 18, 2012, by Chairman Doug Reese at the City Office Building. Members present were: Council Members Bruce DeBlieck, Ron Christianson, and Denis Anderson (substituting for Bruce DeBlieck). Also present were: Charlene Stevens, City Administrator; Bruce Peterson, Director of Planning and Development Services; David Wyffels, Police Chief; Kevin Halliday, City Clerk-Treasurer; Colleen Thompson, Wastewater Treatment Plant Superintendent; Barry Glienke, Bolton and Menk; David Little, "West Central Tribune" and Janell Sommers, Recording Secretary.

1. <u>SUMP PUMP INSPECTION UPDATE - BOLTON AND MENK (FOR INFORMATION ONLY):</u>

In May of 2011, the City solicited quotes from engineering firms to perform inspections of sump pumps in two specific areas of the City. The low quote of \$29,000 was received from Bolton and Menk, with a contract executed in June of that year. Barry Glienke, the Project Manager for the Sump Pump Inspection Program, was before the committee to give an update. During the summer and fall of 2011 92% of the units were inspected. Of these, 55 had new winter discharge permits issued by the City. Approximately 48 units remain to be inspected.

Mr. Glienke overviewed some lift station statistics from the Country Club Drive area. In both 2011 and 2012, from January – July, the precipitation received was close to 15 inches. In 2011 the pump ran 1,465 hours and in 2012 it ran for 1,033 showing a significant drop in groundwater infiltration into the wastewater system. After some discussion, it was the direction of the committee that the remaining property owners be contacted by letter asking them to allow an inspection of their property. If no response is received, the fine established by the ordinance of \$100/day for noncompliance would be implemented.

2. CONSIDERATION OF PERSONS ELIGIBLE FOR LIQUOR LICENSE:

City Clerk Halliday informed the committee that TPI Core Inc. dba Holiday Inn Green Mill is planning a \$10 million expansion of the Motels, Green Mill Restaurant and Bar, and adding a Hurricane Grill and Wings Restaurant. It is their intention to have two separate restaurants and bars with individual cash registers, which according to the State of Minnesota Alcohol Enforcement Division calls for two liquor and restaurant licenses. The City Municipal Code Section 3-114 subd. 6 states "no license shall be granted to or held by any

person who is directly or indirectly interested in any other establishment in the city to which either an On-Sale or Off-Sale License has been issued." This is a City regulation only and Minnesota Statute allows the licensure under different limitations. It is staff's recommendation that the City remove the single license barrier by redrafting the ordinance. A motion was made by Council Member Christianson, seconded by Councilman Fagerlie, and passed for the following

RECOMMENDATION:

Direct the City Attorney to redraft Municipal Code Section 3-114 subd. 6 which limits liquor licenses to one per person. (Motion)

3. <u>CONSIDERATION OF LIQUOR LICENSE FEE PAYMENT IN FULL AT</u> RENEWAL TIME:

The current City policy is to offer On-Sale and Off-Sale Liquor License holders the option of paying 50% of their license fee at the time of renewal (April 25) and pay the remaining 50% in late October. Staff is recommending the City discontinue that practice and collect the full annual liquor license fee each April renewal period. This would allow staff to spend more time on other tasks rather than mail reminder letters to collect the second half of the fee. A motion was made by Council Member Christianson, seconded by Council Member Fagerlie, and passed for the following

RECOMMENDATION:

Change the City's policy and collect the full annual liquor license fee at each April renewal time period. (Motion)

4. <u>CONSIDERATION OF INCREASE IN LIQUOR LICENSE INVESTIGATION</u> FEE:

City Clerk Halliday recommended an increase in the liquor license investigation fee charged for individuals. The current fees, adopted by the City decades ago, are \$75.00 for individuals, \$150.00 for partnerships and \$300.00 for corporations. The individual rate is too low, as the investigation checklist includes not only the owners' names, but the Willmar Municipal Utilities and property tax records for delinquent payments, and nearly equals the investigative work of multiple owners of a partnership. The recommended increase would be to \$125.00. A motion was made by Council Member Christianson, seconded by Council Member Fagerlie and passed for the following

RECOMMENDATION:

Change the investigation fee for an individual seeking a liquor license from \$75.00 to \$125.00. (Motion)

5. ORDER PREPARATION OF IMPROVEMENT REPORT FOR 2013 STREET AND OTHER IMPROVEMENTS

Planning and Development Services Director Peterson presented the proposed list of improvements for 2013. The list includes reconstruction, overlay, new construction, railroad quiet zones, and miscellaneous projects. Staff briefly reviewed the streets and miscellaneous items proposed for construction, which is based off the Five-Year Street Improvement Plan.

This year's improvements include reconstruction of 1.47 miles of streets, 1.05 miles of overlay of various streets, and .69 miles of new construction to include Willmar Avenue SW from Industrial Boulevard to 22nd Street SW and 4th Avenue SW from 28th Street SW to cul-de-sac. Also included are two Federal Projects, the trail connection from the Downtown to Robbins Island and the Trott Avenue SW Quiet Zone.

Miscellaneous items include the construction of a sidewalk along 11th Avenue SE from the Middle School to 6th Street SE, storm water-related improvements yet to be identified, seal coat and crack sealing of various areas. The specifics of the streets are detailed in the project list presented by staff. Following discussion, a motion was made by Council Member Christianson, seconded by Council Member Fagerlie, and passed for the following

RECOMMENDATION:

To order preparation of the Improvement Report for the 2013 Street and Other Improvements. (Resolution)

6. PRELIMINARY PROJECT BUDGETS:

Staff has prepared the preliminary budgets for the 2013 Improvements Projects. The funding sources necessitate five budgets in order to account for the use of federal and state funding. A motion was made by Council Member Christianson, seconded by Council Member Fagerlie and passed for the following

RECOMMENDATION:

Approve the five budgets as presented by staff. (Resolutions – 5)

7. CONSIDERATION OF OFFER TO GIFT PROPERTY TO THE CITY:

Staff has received an offer to gift the former Rule Tire Property to the City. The heirs of Jim and Betty Rule are offering three parcels of land with several buildings to be demolished at an estimated cost of \$50,000-70,000. Staff has also determined that five underground storage tanks were removed, but the possibility of contaminated soil in the area is yet to be determined. A Phase I Investigation of the soil conditions can be performed for approximately \$750.00. There is currently \$9,500.00 due in back taxes on the property. Possible uses for the property were discussed, and a motion made by Council Member Fagerlie, seconded by Council Member Christianson, and passed for the following

RECOMMENDATION:

To authorize staff to proceed with the Phase I Investigation to determine environmental conditions, and conduct further due diligence. (Motion)

There being no further business to come before the committee, the meeting adjourned at 5:37 p.m.

Respectfully submitted:

Bruce D. Peterson, AICP

Director of Planning & Development Services

Janell Sommers Recording Secretary



BOLTON & MENK, INC.

Consulting Engineers & Surveyors

2040 Highway 12 East • Willmar, MN 56201-5818 Phone (320) 231-3956 • Fax (320) 231-9710 www.bolton-menk.com

MEMORANDUM

Date: December 12, 2012

To: Colleen Thompson, Superintendent

From: Barry Glienke PA

Project Manager

Subject: Sump Pump Inspection Project

Willmar, MN

BMI Proj No: W14.103612

The Sump Pump Inspection Program consisted of two different areas of town, Ortenblad and Country Club Drive areas. During the summer and fall of 2011, 92% of the 580 units (532) in the study area have been. The following is a breakdown of the actual results of each area inspected.

Ortenblad (25 units remain to be inspected)

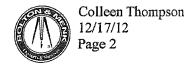
- 295 units inspected/passed
- 17 units no response
- 7 units need permit
- 1 units structural fail

Country Club Drive - North Phase (19 units remain to be inspected)

- 157 units inspected/passed
- 11 units no response
- 5 units need permit
- 3 units structural fail

Country Club Drive - South Phase (4 units remain to be inspected)

- 81 units inspected/passed
- 3 units no response
- 1 units need permit
- 0 units structural fail



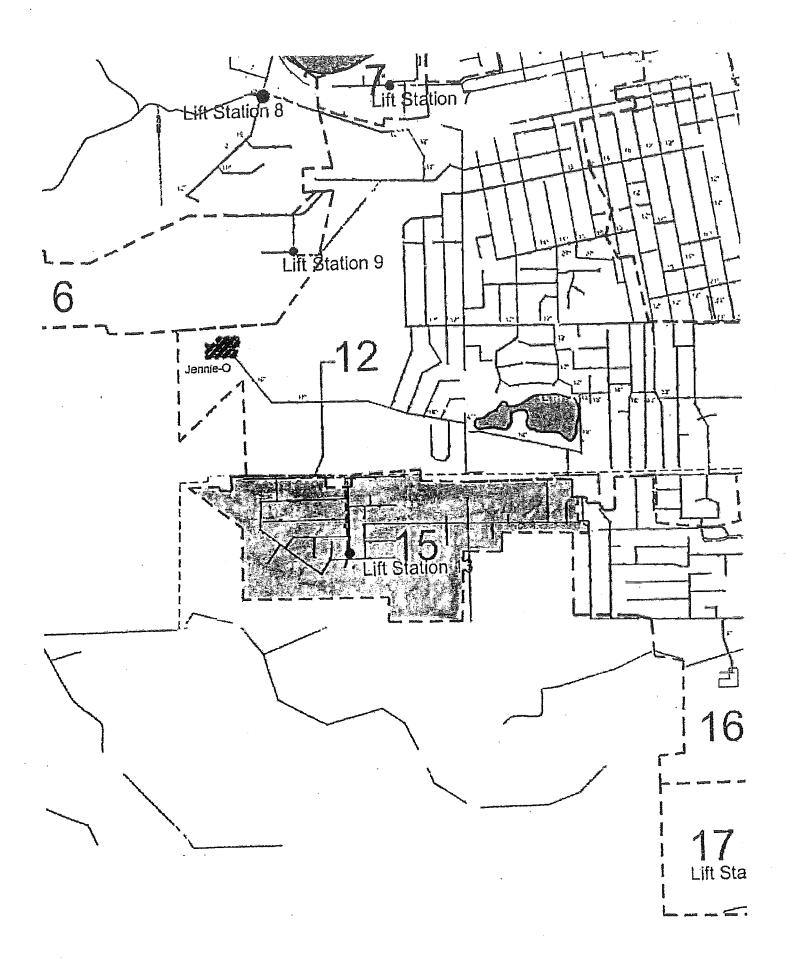
The City of Willmar allows by ordinance the discharge of sump pumps into the sanitary sewer during the months of November, December, January, February and March. This is allowed through a permit obtained from City Hall and this permit requires a \$50 yearly fee (\$10/month). This fee is imposed to cover the cost of treating the excess clear water discharged into the sanitary sewer system during those months. Outside discharge of the sump pump during those months may not be feasible and may cause safety concerns with freezing.

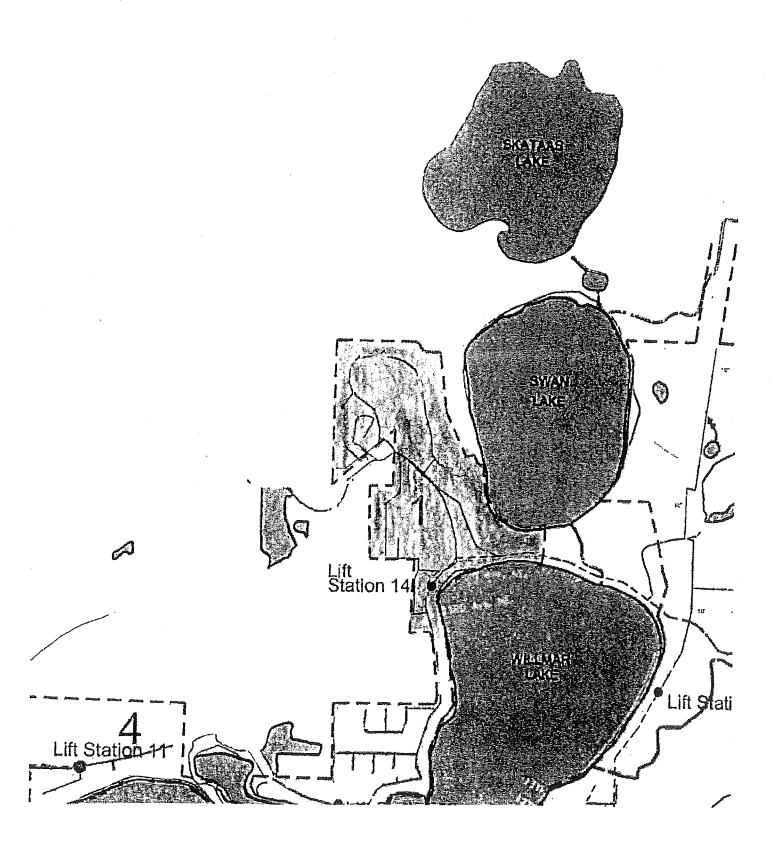
During the course of the inspections 55 new winter discharge permits were issued by the City in these project areas. The units noted above as 'need permit' are the units that currently have their sump pump discharge valved to either discharge outside or into the sanitary sewer system, which is allowed under the ordinance but they must get the permit and pay the fee. Currently there are 13 of these occurrences in the study area that have not applied to get the required permit.

The failures noted above as 'structural failure' are the units that have their sump pump discharge plumbed directly into the sanitary sewer system. These could be plumbed several ways such as with hard piped plumbing into the sanitary piping, or discharging the sump pump into utility sinks or into a floor drain. These instances along with the unpermitted winter discharge connections are what the project was targeting.

The others units listed above as 'no response' are the units that have not respond to our repeated attempts to inspect their sump pumps. These units have received at least three letters, a door hanger and personal visit in an attempt to schedule an appointment. The ordinance requires that within 14 of the request to inspect the unit, either the unit must be allowed to be inspected or the owner must submit a completed inspection report signed by a licensed plumber.

Please do not hesitate to let me know if you have any questions or comments.







CITY COUNCIL ACTION CITY OF WILLMAR, MINNESOTA REQUEST FOR COMMITTEE ACTION Date: January 7, 2013 Agenda Item Number: _____ Meeting ☐ Denied Approved Tabled Amended Date: December 18, 2012 Other ___ Yes ___ No Attachments: City Clerk-Treasurer Originating Department: Motion to Approve **Action Requested:** Guiding Principle: Municipal Code Section 3-114 Agenda Item: Consideration of Persons Eligible for Liquor License Background/Justification: Willmar Municipal Code Section 3-114, Persons eligible for license. Subdivision 6 states "no license shall be granted to or held by any person who is directly or indirectly interested in any other establishment in the city to which either an On-Sale or Off-Sale license has been issued. This is a City regulation only and the Minnesota Statute 340A.412 Subd. 3 states Limitations on issuance of licenses to one person or place. a) A municipality may not issue more than one off-sale intoxicating liquor license to any one person or for any one place. b) A municipality may not allow the same business name to be used by more than one of its off-sale intoxicating liquor licensees. TPI Core Inc. dba Holiday Inn Green Mill is planning a \$10 million expansion of the Green Mill Restaurant and Bar and adding a Hurricane Grill & Wings Restaurant. In a phone conversation with Joe Kohout, Vice President of Restaurant Operations of TPI Core Inc., they clearly intend to have two separate restaurants, two separate doors, two separate bars, two separate cash registers. That, in conversation with the State of Minnesota Alcohol Enforcement Division, calls for two (2) liquor licenses (and two Café Restaurant licenses). It is staff's recommendation that we remove the single license barrier of the City regulation and redraft Section 3-114 with an amending ordinance that limits off-sale liquor licenses to one person. Fiscal Impact: None Alternatives: Stay With Current Policy Staff Recommendation: Remove the One License Restriction Signature: Preparer: City Clerk-Treasurer



	CITY OF WILLMAR, REQUEST FOR COMM Agenda Item Number: Date: December 18, 201 Attachments: Yes	Meeting	CITY COUNCIL ACTION Date: January 7, 2013 Approved Denied Amended Tabled Other
Originating Department:	City Clerk-Treasurer		
Action Requested: Motion	on to Approve		
Guiding Principle: Munic	cipal Code Section 3-1 through 3	3-200	
Agenda Item: Consideration	of Liquor License Fee Paym	ent in Full at Rene	wal Time
the time of renewal (April 25) ar Sale license holders and 2 Off-Sa in efforts to collect the second ha As we embark on efforts to com	nd pay the remaining 50% in latalle license holders). City staff delay of the fee. bine departments and downsize	te October. Not man raft and mail remind the employees, staff c	s the option of paying 50% of their license fee at y establishments pay in two installments (4 Oner letters each October, sometimes two mailings, ould spend that time on other, more productive t when annual liquor sales are in the millions.
Fiscal Impact: None			
Alternatives: Stay With Curre	nt Policy		
Staff Recommendation: Disc time period.	continue that practice and col	lect the full annual	liquor license fee at each April renewal
Prenarer: City Clerk-Treasur	er	Signature:	Mallalla.

Originating Department:

Action Requested:

Guiding Principle:

are: \$75.00-Individuals

Fiscal Impact:

\$300.00-Corporations

Preparer: City Clerk-Treasurer

CITY COUNCIL ACTION CITY OF WILLMAR, MINNESOTA REQUEST FOR COMMITTEE ACTION Date: January 7, 2013 Agenda Item Number: _____ Meeting Denied Approved Tabled Amended Date: December 18, 2012 Other Attachments: Yes ___ No City Clerk-Treasurer Motion to Approve Minnesota Statute 340A.412 Subd 2 Agenda Item: Consideration of an Increase in Liquor License Investigation Fees Background/Justification: An investigation fee not to exceed \$500 shall be charged an applicant by the city or county if the investigation is conducted within the state, or the actual cost not to exceed \$10,000 if the investigation is required outside the state. (MS 340A.412 Subd 2) The City of Willmar adopted liquor license investigation fees decades ago and a review would be prudent. The current rates charged \$150.00-Partnership & LLC This individual rate is low as the checklist includes not only the owners names, but the Willmar Municipal Utilities, (for delinquent utility payments) and property tax records (for delinquent property tax or special assessments) which nearly equals the investigative work of multiple owners of partnership or LLC's. Alternatives: Stay With Current Policy Staff Recommendation: Increase "Individual" investigative fees to \$125.00 effective January 1, 2013

Signature:



	CITY OF WILLMAR, REQUEST FOR COMM		CITY COUNCIL ACTION Date: January 7, 2013		
	Agenda Item Number:		Approved Denied Amended Tabled		
	Meeting Date: Decer	nber 18, 2012	Other		
	Attachments: ⊠ Yes	No	:		
Originating Department:	Engineering				
Originating Department.	Engineering				
Action Requested: Order	Preparation of Improvem	ent Report for 2	013 Improvements		
Guiding Principle: M.S. 42	9.031 subd. 1(b)	·			
Introduction: As required be 2013 Street and Other Impro	y State Statute, a report i vements.	s required to be	presented by the City Engineer for the		
Background/Justification: projects for 2013. The City C the proposed improvements	Council is required to orde	nent has prepar r the preparation	ed the list of streets and other proposed n of the Improvement Report explaining		
Fiscal Impact: Sources of functional Utilities, assessme the 2013 Improvements will be	nts, federal and state aid	funds, and bond	s include monies from the Willmar I proceeds. The estimated total cost for		
Alternatives: 1. Amend the street improvement list 2. Approve the list as presented 3. Consider no improvements for 2013					
Staff Recommendation: Or	der Preparation of Improv	rement Report fo	or the 2013 Projects.		
Reviewed by: Bruce Peter	son, Planning and Develo	pment Services	Director		
Preparer: Janell Sommers, F	Preparer: Janell Sommers, Public Works Secretary Signature:				
Comments:			V		

Reconstruction

2nd Street SE – Willmar Avenue SE to Olena Avenue SE Kandiyohi Avenue SW – 1st Street S to 7th Street SW Kandiyohi Avenue SW – 11th Street SW to 15th Street SW 6th Street SW –Robbins Avenue SW to Trott Avenue SW Havana Street NE – High Avenue NE to North end City Parking Lot (Block 42)

Overlay

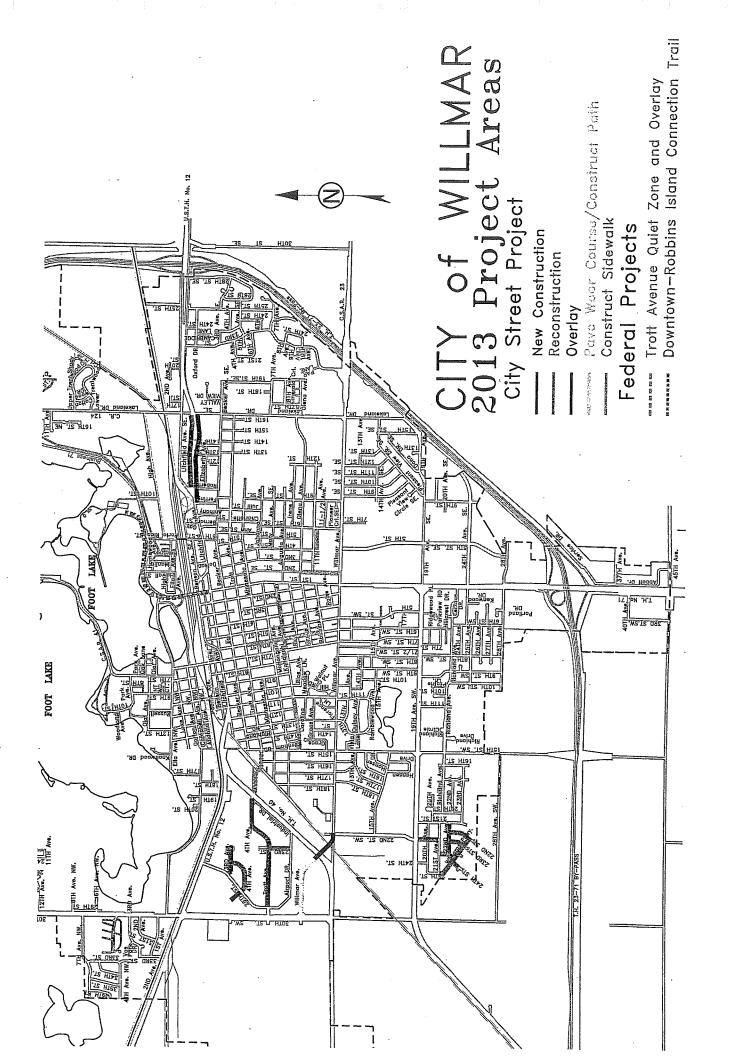
Trott Avenue SW –28th Street SW to Industrial Drive SW
23rd Street SW – Airport Drive SW to Trott Avenue SW
3rd Avenue SW –28th Street SW to east end
4th Avenue SW –28th Street SW to 3rd Avenue SW
TH 12 E Service Rd N Side – Litchfield Ave SE to Lakeland Drive SE
TH 12 E Service Rd S Side – Ferring Street SE to Lakeland Drive SE
22nd Street SW – 19th Avenue SW to 21st Avenue SW
22nd Street SW – 22nd Avenue SW to Williams Parkway SW
23rd Street SW – 22nd Avenue SW to Williams Parkway SW
24th Street SW – 21st Avenue SW to Williams Parkway SW
22nd Avenue SW – 21st Street SW to 24th Street SW
Williams Parkway SW – 25th Street SW to 22nd Street SW

New Construction

Willmar Avenue SW – Industrial Drive SW to 22nd Street SW 4th Avenue SW –28th Street SW to Cul-De-Sac

Miscellaneous

Downtown-Robbins Island Connection Trail
Trott Avenue SW —Quiet Zone and Overlay
Willmar Avenue SW Pave Wear Course and Construct Path — CR5 to Industrial Drive
11th Avenue SE Sidewalk
Storm Water Improvements
Crack sealing
Seal coating



RESOLUTION NO. ____ORDER OF IMPROVEMENT REPORT

WHEREAS, it is proposed to construct the following improvements under the 2013 Improvement Project:

grading, gravel base, curb and gutter, sump pump tile, milling, bituminous pavement, sidewalk, path, service lines, sanitary sewer, storm sewer, water main, and railroad quiet zone

and to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Section 429.011 to 429.111 (<u>Laws</u> 1953, Chapter 398, as amended).

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF WILLMAR, MINNESOTA:

That the proposed improvement be referred to the Interim City Engineer for study, and that he is instructed to report to the Council advising the Council in a preliminary way as to whether the proposed improvement is feasible, and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Dated this 7th day of January, 2013.

	Mayor
et:	
•	:



CITY OF WILLMAR, MINNESOTA REQUEST FOR COMMITTEE ACTION

Agenda Item Number: 3

Meeting Date: December 18, 2012

Attachments: X Yes No.

CITY COUNCIL ACTION Date: January 7, 2013
☐ Approved ☐ Denied ☐ Amended ☐ Tabled ☐ Other
recommended budgets for the 2013
nent Projects.
5 (1 00/0)

	Attachments. 🖂 fes	NO	
Originating Departn	nent: Engineering		
Action Requested: Improvement Projects	Introduction and passage of res	olutions approvii	ng recommended budgets for the 2013
Guiding Principle:	City Charter and Council Policy		
Introduction: Preli	minary budget presentations for t	he 2013 Improve	ement Projects.
Background/Justific Council action is requ project.	ation: Staff has prepared the pired to approve the budgets outling	oreliminary budge ning the estimate	ets for the 2013 Improvement Projects. ed cost and funding sources for the
Fiscal Impact: Usage as noted on the attach	e of \$1.8 million in Bond Funds, s ned budget resolutions.	\$1.3 million State	e Aid Funds and various other sources
Alternatives: Further	review and discussion of Projec	t Costs and Fina	ncing.
Staff Recommendation	on: Adopt five (5) resolutions as	presented.	
Reviewed by: Bruce	Peterson, Planning and Develop	ment Services D	Director
Preparer: Janell Son	nmers, Public Works Secretary	Signature:	Herry
Comments:		7	

RESOLUTION NO. ______ PRELIMINARY PROJECT NO. 1301 BUDGET

ESTIMATED TOTAL COST \$2,340,774

*Budget Amounts are Essential

Dated: December 14, 2012

Code			DEGETIVADI EG	
	PERSONNEL SERVICES		RECEIVABLES	\$822,412.00
10*	Salaries Reg. Employees		Property Owners City (Com. Inv.)	\$325,372.00
11*	Overtime Reg. Employees		State (MSA)	\$688,860.00
12*	Salaries Temp. Employees		City (MUC)	\$84,324.00
13*	Employer Pension Contr.		City (MOC) City (WTP)	\$81,960.00
14*	Employer Ins. Contr.		Other (Transfer 1303)	\$337,846.00
	TOTAL	\$0.00	TOTAL	\$2,340,774.00
•			TOTAL	ĢZ,540,774.00
	SUPPLIES		FINANCING	
20*	Office Supplies		Bonds	\$1,147,784.00
21*	Small Tools		State (MSA)	\$688,860.00
22*	Motor Fuels & Lubricants	•	City (MUC)	\$84,324.00
.23*	Postage	\$1,000.00	City (WTP)	\$81,960.00
24	Mtce. of Equipment		Other (Transfer 1303)	\$337,846.00
25	Mtce. of Structures		TOTAL	\$2,340,774.00
26	Mtce. of Other Improvements			
27	Subsistenance of Persons			
28	Cleaning & Waste Removal		GRAND TOTAL	\$2,340,774.00
29*	General Supplies	\$500.00	,	
22	TOTAL	\$1,500.00		
		•	Dated:	
	• .			
	OTHER SERVICES			
30	Communications			
31*	Printing & Publishing	\$1,000.00		
32	Utilities			
33*	Travel-ConfSchools			
34	Mtce. of Equipment		Mayor	•
35	Mtce. of Structures			
36*	Mtce. of Other Impr.	\$1,878,516.00		
37	Subsistence of Persons			
38	Cleaning & Waste Removal			
39*	Other Services	\$98,869.00		
	TOTAL	\$1,978,385.00	Attest:	
	OTHER CHARGES			
40	Rents			
41*	Insurance & Bonds			
42	Awards & Indemnities		City Clerk/Treasu	ırer
43	Subscription/Memberships			
44	Interest			
45	Licenses & Taxes	\$59,889.00	1. Kandiyohi Ave. SW	\$1,032,805.00
45 46*	Prof. Serv.	\$1,000.00	2. 2nd St. SE	\$374,650.00
46 ^ 47 *	Advertising	\$300,000.00	3. Havanna	\$77,880.00
4/*	Adweltising Adm. OH (Transfer)	• • • • •	4. 6th St. SW	\$756,000.00
481	Other Charges		5. Block 43 Parking Lo	\$85,000.00
サフ	TOTAL	\$360,889.00		
	P - 7			
	GRAND TOTAL	\$2,340,774.00		

RESOLUTION NO. ______ PRELIMINARY PROJECT NO. 1302 BUDGET

ESTIMATED TOTAL COST \$1,346,285 *Budget Amounts are Essential

Dated: December 14, 2012

Cod	e ·			
	PERSONNEL SERVICES	•	RECEIVABLES	
10*	Salaries Reg. Employees		Property Owners	
11*	Overtime Reg. Employees		County (CSA)	\$379,005.00
12*	Salaries Temp. Employees		State	7577,005.00
13*	Employer Pension Contr.		City (MUC)	\$10,086.00
14*	Employer Ins. Contr.		City (WTP)	\$4,936.00
	TOTAL	\$0.00	Other (City LOST)	\$952,258.00
	·		TOTAL	\$1,346,285.00
	SUPPLIES	•	FINANCING	
20*	Office Supplies		Bonds	
21*	Small Tools		County (CSA)	#370 OOF OO
22*	Motor Fuels & Lubricants		City (MUC)	\$379,005.00 \$10,086.00
23*	Postage	\$1,000.00	City (WTP)	\$4,936.00
24	Mtce. of Equipment	, .,	Other (City LOST)	\$952,258.00
25	Mtce. of Structures		TOTAL	\$1,346,285.00
26	Mtce. of Other Improvements			Q1/3±0/203.00
27	Subsistenance of Persons			
28	Cleaning & Waste Removal		GRAND TOTAL	\$1,346,285.00
29*	General Supplies	\$500.00		Q1/310/203.00
	TOTAL	\$1,500.00		
			Dated:	
		•		····
	OTHER SERVICES			
30	Communications			
31*	Printing & Publishing	\$2,000.00		•
32	Utilities	•	•	•
33*	Travel-ConfSchools			
3,4	Mtce. of Equipment		Mayor	
35	Mtce. of Structures			
36*	Mtce. of Other Impr.	\$1,087,125.00		
37	Subsistence of Persons			
38	Cleaning & Waste Removal			
39*	Other Services	\$57,217.00		
	TOTAL	\$1,146,342.00	Attest:	
			•	
	OTHER CHARGES			
40	Rents			•
41*	Insurance & Bonds			
42	Awards & Indemnities		City Clerk/Treasurer	
43	Subscription/Memberships			
44	Interest		•	
45	Licenses & Taxes		1. Willmar Ave. SW	\$842,284.28
16*	Prof. Serv.	\$60,000.00	(Ind. Blvd./22nd St.)	
£7*	Advertising	\$2,000.00	2. 4th Ave. SW	\$272,199.25
18*	Adm. OH (Transfer)	\$136,000.00	(28th St./Cul-de-sac	
19	Other Charges	\$443.00	3. Willmar Ave. SW	\$237,803.21
	TOTAL	\$198,443.00	(CR 5/Ind. Blvd.	
	CDAND TOTAL	** 245 005 00		

\$1,346,285.00

GRAND TOTAL

RESOLUTION NO. _____ PRELIMINARY PROJECT NO. 1303 BUDGET

ESTIMATED TOTAL COST \$1,138,945

*Budget Amounts are Essential

Dated: December 14, 2012

Code			•	
	PERSONNEL SERVICES		RECEIVABLES	
	Salaries Reg. Employees		Property Owners	\$652,216.00
	Overtime Reg. Employees		County	
12*	Salaries Temp. Employees		State (MSA)	\$584,575.00
13*	Employer Pension Contr.		City (Gen./Cap. Imp.)	\$240,000.00
14*	Employer Ins. Contr.		City	
	TOTAL	\$0.00	Other (Transfer 1301)	-\$337,846.00
			TOTAL	\$1,138,945.00
			FINANCING	
-1	SUPPLIES			
20*	Office Supplies		Bonds State (MSA)	\$314,370.00
21*	Small Tools		• •	
22*	Motor Fuels & Lubricants	** ***	City	\$584,575.00
23*	Postage	\$1,000.00	City (Gen./Cap. Imp.)	¢240 000 00
24	Mtce. of Equipment		Other (City LOST)	\$240,000.00
25	Mtce. of Structures		TOTAL	\$1,138,945.00
26	Mtce. of Other Improvements			
27	Subsistenance of Persons			+= +== 0.4F 0.0
28	Cleaning & Waste Removal		GRAND TOTAL	\$1,138,945.00
29*	General Supplies	\$500.00		
	TOTAL	\$1,500.00		•
	•		Dated:	
			•	
	OTHER SERVICES	•		
30	Communications			
31*	Printing & Publishing	\$1,000.00	•	
32	Utilities			
33*	Travel-ConfSchools			· · · · · · · · · · · · · · · · · · ·
34	Mtce. of Equipment		Mayor	
35	Mtce. of Structures			
36*	Mtce. of Other Impr.	\$919,698.00		
37	Subsistence of Persons			
38	Cleaning & Waste Removal			
39*	Other Services	\$48,405.00		
	TOTAL	\$969,103.00	Attest:	
			,	
	OTHER CHARGES			
40	Rents			
41*	Insurance & Bonds			
42			City Clerk/Trea	surer
43	Subscription/Memberships			
44	Interest		_	h
45	Licenses & Taxes		1. Overlay	\$1,138,945.00
46*	Prot. Serv.	\$18,342.00	(see list)	
47*	Advertising			
48*	Adm. OH (Transfer)	\$150,000.00		
49	Other Charges		,	
	TOTAL	\$168,342.00	•	
			•	
	GRAND TOTAL	\$1,138,945.00		

RESOLUTION NO. _____ PRELIMINARY PROJECT NO. 1304 BUDGET

ESTIMATED TOTAL COST \$177,017

*Budget Amounts are Essential

Dated: December 14, 2012

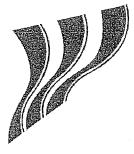
Cod	a			
	PERSONNEL SERVICES		RECEIVABLES	
10*	Salaries Reg. Employees		Property Owners	
11*	Overtime Reg. Employees		County	
12*	Salaries Temp. Employees		State (MSA)	
13*	Employer Pension Contr.	·	City (LOST)	\$41,953.00
14*	Employer Ins. Contr.		City	Ψ±1,000.00
	TOTAL	\$0.00	Other (Fed. Grant)	\$135,064.00
			TOTAL	\$177,017.00
				7
	SUPPLIES		FINANCING	
20*	T. E	•	Bonds	
21*	Small Tools		State (MSA)	
22*	Motor Fuels & Lubricants		City (LOST)	\$41,953.00
23*	Postage	, \$500 . 00	City	
24	Mtce. of Equipment		Other (Fed. Grant)	\$135,064.00
25	Mtce, of Structures		TOTAL	\$177,017.00
26	Mtce. of Other Improvements			
27	Subsistenance of Persons			
28	Cleaning & Waste Removal		GRAND TOTAL	\$177,017.00
29*	General Supplies			
•	TOTAL	\$500.00		
		•	Dated:	<u></u>
•				
2.2	OTHER SERVICES	-		
30	Communications			
31*	Printing & Publishing	\$500.00		
32	Utilities			
33*	Travel-ConfSchools			_
34 35	Mtce. of Equipment Mtce. of Structures		Mayor	
35*		## 40 O4# 00		
37	Mtce. of Other Impr. Subsistence of Persons	\$142,941.00		
38	Cleaning & Waste Removal	•		
39*	Other Services			
3,7.	TOTAL	\$7,524.00		
	10174	\$150,965.00	Attest:	
			,	
	OTHER CHARGES			
<u>4</u> 0	Rents			
41*	Insurance & Bonds			
42	Awards & Indemnities		City Clerk/Treasurer	
43	Subscription/Memberships		City Cierk/Treasurer	•
44	Interest			
45	Licenses & Taxes		1. Bike Path	61 FF 01 F 00
46*	Prof. Serv.	\$20,052.00	(Downtown/Robbins Island)	\$177,017.00
47*	Advertising	\$500.00	(DOMITCOMILY KODDITIES ISTAIR)	
48*	Adm. OH (Transfer)	\$5,000.00		
49	Other Charges	42,000.00		
	TOTAL	\$25,552.00		
		T, Jon 100		
	GRAND TOTAL	\$177,017.00		

RESOLUTION NO. _____ PRELIMINARY PROJECT NO. 1305 BUDGET

ESTIMATED TOTAL COST \$285,000 *Budget Amounts are Essential

Dated: December 14, 2012

Code				
	PERSONNEL SERVICES		RECEIVABLES	
10*	Salaries Reg. Employees		Property Owners	
11*	Overtime Reg. Employees	•	County	
12*	Salaries Temp. Employees		State (MSA)	\$28,500.00
13*	Employer Pension Contr.		City	
14*	Employer Ins. Contr.		City	
	TOTAL	\$0.00	Other (Fed. RR)	\$256,500.00
			TOTAL	\$285,000.00
	SUPPLIES		FINANCING	
20*	Office Supplies		Bonds	
21*	Small Tools		State (MSA)	\$28,500.00
22*	Motor Fuels & Lubricants		City	
23*	Postage	\$500.00	City	
24	Mtce. of Equipment .		Other (Fed. RR)	\$256,500.00
25	Mtce. of Structures		TOTAL	\$285,000.00
26	Mtce. of Other Improvements			
27	Subsistenance of Persons			
28	Cleaning & Waste Removal	•	GRAND TOTAL	\$285,000.00
29*	General Supplies			
	TOTAL	\$500.00		
			Dated:	_
			ı	
	OTHER SERVICES			
30	Communications	•		
31*	Printing & Publishing	\$500.00		
32	Utilities	·		•
33*	Travel-ConfSchools			
34	Mtce. of Equipment		Mayor	
35	Mtce. of Structures		•	•
36*	Mtce. of Other Impr.	\$230,138.00		
37	Subsistence of Persons			
38	Cleaning & Waste Removal			
39*	Other Services	\$12,112.00		
•	TOTAL	\$242,750.00	Attest:	
	·		•	
	OTHER CHARGES			
40	Rents			
41*	Insurance & Bonds		~ 1	_
42	Awards & Indemnities		City Clerk/Treasurer	
43	Subscription/Memberships			
44	Interest		a Maraka Basa GYA	#DDE 000 00
45	Licenses & Taxes	dia ame 33	1. Trott Ave. SW	\$285,000.00
	Prof. Serv.	\$19,375.00	(Ind. Blvd./16th St. SW)	
47*	Advertising	\$1,000.00		
48*	Adm. OH (Transfer)	\$21,375.00		
49	Other Charges	441 770 00	•	
	TOTAL	\$41,750.00		
	GRAND TOTAL	\$285,000.00	·	



CITY OF WILLMAR, MINNESOTA

CITY COUNCIL ACTION REQUEST FOR COMMITTEE ACTION Date: Agenda Item Number: _____ Approved [Denied Meeting Date: December 18, 2012 Amended Tabled Other Attachments: **Originating Department:** Planning and Development Services **Action Requested:** Motion to direct staff to pursue the offer of a gift of land. **Guiding Principle:** Introduction: Staff has received an offer to gift the former Rule Tire property to the City. Background/Justification: Heirs of Jim and Betty Rule are offering to give the City three parcels of land. The site contains several building in disrepair. Staff has begun to gather demolition cost info etc. A definite use for the site has not been determined. Fiscal Impact: It will cost a minimum of \$60,000 for environmental mitigation and demolition. Back taxes exceed \$9,000. Alternatives: 1. Reject the offer 2. Continue due diligence on actual cost to City before making a decision to accept or reject offer. Staff Recommendation: Pursue the acquisition by continuing due diligence to identify cost. Reviewed by: Signature: **Preparer:** Bruce D. Peterson Comments:

Cindy Rule Gardner 12426 Ravine Circle Stillwater, MN 55082

Bruce Peterson Director of Community Planning and Development City of Willmar 333 6th Street SW #1 Willmar, MN 56201-3458

December 8, 2012

Bruce,

I would like to formally communicate as the personal representative of the Rule Family Estate and Trusts and on behalf of the beneficiaries of the Rule Family Estate and Trusts, Cindy Rule Gardner and Renee Rule Greer, our intention to donate several pieces of property to the City of Willmar.

The specific the property to be donated is made up of parcels 95-0030-2180, 95-003-2170, 95-003-2160 relating to the Rule Tire Shop and several proximate buildings on West Benson Avenue. We would like to give these properties "as is" to the city for the intended but non-binding use of creating a green space for the community and in exchange for tax forgiveness of outstanding tax balances related to the properties.

Best regards,

Cindy Rule Gardner



CITY OF WILLMAR, MINNESOTA

CITY COUNCIL ACTION

Date: January 7, 2013 REQUEST FOR COMMITTEE ACTION Agenda Item Number: 15 ☐ Denied Approved Amended ☐ Tabled Meeting Date: ☐ Other Attachments: X Yes ___ No City Clerk-Treasurer Originating Department: Action Requested: Introduce Resolution Guiding Principle: Must be approved by Willmar City Council Agenda Item: Consideration of Designating Polling Locations for Ward 4 Special Election Background/Justification: The City is required by election law to publish/post the polling locations for the Ward 4 Special Election, scheduled for Tuesday, February 12, 2013, In accordance to Minnesota Statutes 204B.21, Subdivision 2, and Minnesota Statutes 204B.16, Subdivision 1, it is necessary at this time to pass resolution designating polling locations. Fiscal Impact: Alternatives: Deny Resolution Staff Recommendation: Adopt Resolution Designating Polling Locations

Reviewed by: Kevin J. Halliday

Preparer: City Clerk-Treasurer

Signature:

Comments:

BE IT RESOLVED by th	e City Council of the City of V	Villmar, Minnesota.	that the following buildings be
designated as the official voting	locations for the 2013, Wa	rd 4 Special Electic	on.

FOURTH WARD:

1st Precinct

First Baptist Church 1000 6th Street Southeast

2nd Precinct

Calvary Lutheran Church 302 Olena Avenue

3rd Precinct

Redeemer Lutheran Church 1401 Southwest 6th Street

Dated this 7th day of January, 2013.

Attest:

MAYOR

CITY CLERK-TREASURER



Comments: Approve the agreement for 2013 fire services

CITY OF WILLMAR, MINNESOTA REQUEST FOR COMMITTEE ACTION

Date: January 7,	2013
☐ Approved ☐ Amended ☐ Other	☐ Denied ☐ Tabled

CITY COUNCIL ACTION

	Meeting Date: Attachments: <u>x</u> Yes	No	Other	
Originating Departm	nent: City Clerk-Treasurer			
Action Requested:	Motion to approve the agreement from January 1, 2013 to Decemb		wnship for fire suppression services	
Guiding Principle:	Service contracts must be approv	ved by the Willn	nar City Council	
Agenda Item: Co	nsideration of Fire Contract for Do	vre Township		
Background/Justific	ation:			
	nder an annual contract for Willman alculate the Township cost sharing		ent service. A statewide formula has been enclosed with current numbers.	
Fiscal Impact: \$29	,434.58 for the Township's year. (which is a caler	ndar year)	
Alternatives: Discontinue Fire Suppression Services for Township area.				
Staff Recommendat	ion: Approve the contract with Do City Administrator to execute		and authorize the Mayor and	
Reviewed by: Kevir	n J. Halliday			
Preparer: City Clerk-	-Treasurer	Signature:	Halliday	

AGREEMENT FOR FIRE DEPARTMENT SERVICE

THIS AGREEMENT, made this ______ day of ______, 20___, by and between the City of Willmar, a municipal corporation of Kandiyohi County, Minnesota, hereinafter referred to as "City", and the Township of Dovre, a political subdivision of the State of Minnesota, hereinafter referred to as "Township".

WHEREAS, the Township deems is advisable to have available for the benefit of the residents of said Township (Sections 25, 26, 27, 34, 35, & 36) services of the City's Fire Department, and the electors of said Township having, pursuant to law, provided a fund for the furnishing of said services, and

WHEREAS, the City has authorized its Mayor and City Administrator to enter into a contract with the Township for the furnishing of said services;

NOW, THEREFORE, IT IS AGREED between the parties hereto, that for the period commencing January 1, 2013, and terminating December 31, 2013, the Fire Department of the City will answer fire calls within the Township of Dovre which the City is requested to answer by the Township, and will respond to such calls with such fire fighting apparatus of the City Fire Department as may be authorized by the Insurance Services Office, and all equipment and resources deemed necessary by the incident commander, and will render all assistance possible in the saving of life and property, subject to City retaining in its corporate limits sufficient firefighters and equipment to maintain its fire class rating, and subject to the terms of this Agreement.

As payment for such services, the Township agrees to pay, pursuant to the formula attached hereto and made a part hereof, the amount of TWENTY-NINE THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND FIFTY-EIGHT CENTS, (\$29,434.58) payable FOURTEEN THOUSAND, SEVEN HUNDRED SEVENTEEN DOLLARS AND TWENTY-NINE CENTS, (\$14,717.29) on January 1, 2013, and FOURTEEN THOUSAND, SEVEN HUNDRED SEVENTEEN DOLLARS AND TWENTY-NINE CENTS, (\$14,717.29) on July 1, 2013.

IT IS FURTHER UNDERSTOOD AND AGREED that at times weather and road conditions through the seasons of the year demand for City's firefighters and equipment to be used at a fire within the City, or other special circumstances, may interfere in the rendering of the service contemplated herein, and in the event, failure to furnish the service herein agreed upon shall not be a breach of this Agreement. In an event whereby equipment and firefighters can not leave the City, Willmar Fire Command will activate mutual aid to render service to the township. Failure of the City to provide the services herein contracted for shall not result in the City being liable to Township or its residents for actual or consequential damages or for any other damages.

IT IS FURTHER UNDERSTOOD AND AGREED that the City will submit a billing statement to the Township within five (5) working days subsequent to a fire call listing the number of firefighters involved, firefighter hours, vehicles in use, and other data pertinent to assisting the township in making a "bill for services rendered" to the property owner receiving fire assistance. It shall be further understood that the sum total of the billings will not necessarily equal the annual contract price between the

City and Township due to various formula charges such as building and/or vehicle depreciation costs and administration and training costs which will not be a part of the individual billing statements.

IT IS FURTHER UNDERSTOOD AND AGREED that in the event of a hazardous materials incident the City reserves the right to exclude the call from the annual Funding Formula and bill the cost of the services rendered for special hazardous materials equipment and related costs directly to the owner of the property.

Township does hereby guarantee to the City that it is an equal opportunity employer and that it meets all United States Government and State of Minnesota Equal Opportunity Employment Requirements or that they are exempt from these provisions.

This Agreement may be terminated upon thirty (30) calendar days written notice by either party or the other party, and the cost of services prorated to the time of termination.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by the respective officers thereof, and the respective seals of the parties have been affixed thereto.

	CITY OF WILLMAR, A MUNICIPAL CORPORATION
	BY:FRANK YANISH, MAYOR
	(SEAL)
	BY:CHARLENE STEVENS, CITY ADMINISTRATOR
	(SEAL)
In the Presence of:	TOWNSHIP OF DOVRE BY:
	Marie Ostby

(SEAL)

DOVRE TOWNSHIP - 2012 FIRE COST FORMULA

For Sections 25, 26, 27, 34, 35 & 36 $S = [(C \times 1.05) + E/20 + P/50] \frac{(U + V)}{2}$

S = Cost of fire service for one year.

C = 2011 actual operating cost of the Fire Department.

E/20 = Cost of apparatus used for township fires depreciated for 20 years.

P/50 = Cost of physical plant depreciated over 50 years.

1.05 = A number that when C is multiplied by it, the answer will be C plus an additional 5 percent charge for administration and accounting.

U = Percent of Firefighter hours used by the Township in 2011.

V = Percent market valuation of buildings and mobile home personal property for the area of the contracting unit being served as to the total market value of buildings and mobile home personal property in the area served by the Fire Department.

C = \$749,517.75 (2011 Fire Department costs).

E/20 = \$35,931.65 (cost of apparatus sent to township \$718,633.00) [units (5258) \$197,015 + (5257) \$181,013 + (5276) \$315,942 + (5285) \$24,663]

P/50 = \$3,888.85 (cost of building to maintain trucks \$194,442.50).

Payment for Actual Fire Calls

U = Use of Fire Department by Firefighter Hours

2011

Protection

V = Market Value in Fire Service

2011

<u>Unit</u>	Firefighter Hours	Percent of Total	Unit	Market Value	Percent of Total
City of Willmar	6,376	.9719	City of Willmar	\$790,900,600	.9046
Willmar Township	90	.0137	Willmar Township	33,652,000	.0385
Dovre Township	94	.0144	Dovre Township	49,756,600	.0569
TOTAL	6,560	1.0000	TOTAL	\$874,309,200	1.0000

U = .0144

V = .0569

 $S = [(\$749, 517.75 \times 1.05) + \$35, 931.65 + \$3, 888.85] \frac{.0144 + .0569}{.0144 + .0569}$

 $S = $826,814.14 \times .0356$

S = \$29,434.58

March 27, 2012

Market Value "Building" Totals Only

CITY OF WILLMAR (95)	<u>\$790,900,600</u>
WILLMAR TOWNSHIP (33)	\$ 33,652,00
DOVRE TOWNSHIP All of Section 34	\$2,437,500
All of Section 35	\$13,309,000
All of Section 36	\$4,354,700
All of Section 27	\$1,198,000
All of Section 26	\$8,842,400
All of Section 25	\$19,615,000
	\$49,756,600

2011 Rural/City Hours

Willmar Township	ship			Rentze manacopyli prozenosta nej obranco	Action of the state of the stat
and the stage of t			Firefighters		
Date	Date Location	Description		Call Hours Hours Paid	Hours Paid
2/22/2011	2/22/2011 SW Highway 23 & Co. Rd. 5	Vehicle Accident, General Cleanup	15	2	21
2/22/2011	2/22/2011 2121 NW 45th ST	Vehicle Fire	17	2	34
10/24/2011	10/24/2011 SW 19th Ave. & Co. Rd. 5	Cancelled Enroute	14	-	14
12/5/2011	12/5/2011 700 19th Ave. SE	Motor Vehicle Accident w/ Injuries	15	2	21
					06

Dovre Township	dir				Management of the Control of the Con
			Firefighters		
Date	Location	Description	Responding Call Hours Hours Paid	Call Hours	Hours Paid
1/30/2011	1/30/2011 N Highway 71 & 48th Ave.	Cancelled Enroute	20	Н	20
2/9/2011	387 NE 57th Ave.	Building Fire	21	2	42
8/11/2011	2580 47th Ave. NE	Detector Activation, no fire	18		1 00
9/16/2011	9/16/2011 4820 Highway 71 NE	Cancelled Enroute	14	I H	14

94

Total CITY firefighting hours for 2011: 6,376

BE IT RESOLVED, by the City Council of the City of Willmar, Minnesota, that the 2013 through 2014 Committee appointments for members of the Council shall be provided in the list of appointments as follows:

Finance Committee:	Chair:
	Vice Chair:
	Charlene Stevens, City Administrator Steve Okins, Finance Director Kevin Halliday, City Clerk-Treasurer
Public Works/Safety Committee:	Chair: Vice Chair:
	Charlene Stevens, City Administrator David Wyffels, Police Chief Bruce Peterson, Planning/Development Services Director Gary Hendrickson, Fire Chief/Fire Marshall
Labor Relations Committee:	Chair: Vice Chair:
	Charlene Stevens, City Administrator Steve Okins, Finance Director Municipal Utilities Commission Rice Hospital Board
Community Development Committ	ee: Chair: Vice Chair:
	Charlene Stevens, City Administrator Bruce Peterson, Planning/Development Services Director

COUNCIL LIAISON POSITIONS

Allied Power Board:		· · · · · · · · · · · · · · · · · · ·			
Community Education/Recreat	tion Joint Pow	<u>ers Board ar</u>	nd Park Bo	ard:	
Economic Development Comm	nission:				
	Chair: /ice Chair:				
Housing and Redevelopment A	Authority: Alternate:			-	-
Human Rights Commission:					
Mid-Minnesota Development C	Commission:				
Municipal Utilities Commission: Alternate					_ _
Rice Hospital Board:					
Sister City:					
Transit Joint Powers Board:					
Vision 2040 Committee:					
Willmar Cable Advisory Board:				·	
Willmar Convention and Visitors	s Bureau:				
Willmar Community and Activity	y Center Coun	ıcil:			·
Woodland Centers:					
Willmar Design Center:					
Dated this 7 th day of Jar	nuary, 2013.				
Attest:			MAYOR		
CITY CLERK-TREASURER					

RESOLUTION NO
WHEREAS, the Charter of the City of Willmar, a municipal corporation of the State of Minnesota, provides that in the absence or disability of the Mayor, an Acting Mayor shall be appointed by action of the City Council;
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar as follows:
that during the years 2013 and 2014, should the Mayor, the Honorable Frank Yanish, be absent or unable to act as such Mayor, that Council Member be and is hereby appointed as Acting Mayor to act in all said circumstances and as set forth in the Charter of the City of Willmar.
Dated this 7 th day of January, 2013.
NAAVOD.
MAYOR
Attest:
CITY CLERK-TREASURER

RESOLUTION NO
BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, that the regular semi-monthly meetings of the City Council shall be held at 7:00 p.m. on the first and third Mondays of each month during the next two years and that the regular place of said meetings shall be in the Council Chambers of the Municipal Utilities Building, 700 Litchfield Avenue Southwest, Willmar, Minnesota; and
BE IT FURTHER RESOLVED that the time for adjournment of said Council meetings shall be no later than 11:00 p.m. with the following exceptions:
1. An item of business under consideration at 11:00 p.m. may be disposed.
 Business from the first meeting of the month will be carried over to the second meeting if necessary.
 Any business not completed at the second meeting of the month, which is urgent and must have action will be adjourned to a special meeting.
Dated this 7 th day of January, 2013.
MAYOR
Attest:

CITY CLERK-TREASURER

RESOLUTION NO	
BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, a municip corporation of the State of Minnesota, that the	al _,' s
Dated this 7 th day of January, 2013.	
MAYOR	
Attest:	
CITY CLEDK TREASURED	

APPOINTING A RESPONSIBLE AUTHORITY

WHEREAS, Minnesota Statutes, Section 13.02, Subd. 6, requires that the City of Willman appoint one person as the Responsible Authority to administer the requirements for collection, storage, use and dissemination of data on individuals within the City; and

WHEREAS, the City Council of the City of Willmar shares the concern expressed by the Legislature on the responsible use of all City data and wishes to satisfy this concern by immediately appointing an administratively and technically qualified Responsible Authority as required under the Statute.

BE IT RESOLVED by the City Council of the City of Willmar Minnesota, that the City Administrator <u>Charlene Stevens</u> be appointed as the Responsible Authority for the purpose of meeting all requirements of Minnesota Statutes, Sections 13.02-13.87, as amended, and with rules as lawfully promulgated by the Commissioner of Administration as published in the State Register.

Dated this 7th day of January, 2013.

	MAYOR	
Attest:		
•		
CITY CLERK	•	